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Monday, January 6, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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1992

Monday, January 6, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Kennedy, Maher, Migden, Shelley, Ward - 6.

Noted absent at first roll call:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh - 5.

Quorum present.

Supervisor Alioto was noted present at 2:15 p.m.

Supervisor Britt was noted present at 2:28 p.m.

Supervisor Gonzalez was noted present at 2:15 p.m.

Supervisor Hallinan was noted present at 2:13 p.m.

Supervisor Hsieh was noted present at 2:15 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Achtenberg, seconded by Supervisor Kennedy, moved that the Journals of Proceedings for Monday, March 18, and Monday, March 25, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Hsieh - 4.

Monday, January 6, 1992

CONSENT CALENDAR

Recommendations of Finance Committee

Passed for Second Reading

[Sale of Property]

Ordinance authorizing sale of surplus City-owned property located in Monterey County - \$20,000. (Real Estate Department)

File 96-91-4, Ordinance No.

Passed for second reading.

Adopted

[State Agreement]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services to enter into a cooperative agreement with the State of California, Department of Vocational Rehabilitation retroactive to July 1, 1991 in the amount of \$44,235 to provide vocational rehabilitation services to residents of San Francisco who are currently receiving or require substance abuse treatment services; authorizing and directing the President of the Board to certify said agreement. (Department of Public Health)

File 30-91-8.1, Resolution No. 14-92

Adopted.

[Acceptance of Gift]

Resolution authorizing the Public Library to accept and expend a gift of \$555,756 from the Library Foundation of San Francisco for design fees associated with the auditorium, meeting room complex, media center and eleven special rooms in the New Main Library. (Public Library)

File 38-91-21, Resolution No. 17-92

Adopted.

[Lease of Property]

Resolution authorizing extension of an existing lease of real property at 1155 Market Street, for the Public Utilities Commission. (Real Estate Department)

File 64-91-33, Resolution No. 19-92

Adopted.

Monday, January 6, 1992

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for a continuation grant of \$8,500,000, from the Health Resources and Services Administration to continue funding the Ryan White Comprehensive AIDS Resources Emergency (Care-Title I Formula) Disaster Relief Grant; waiving indirect costs. (Department of Public Health)

File 146-91-86, Resolution No. 30-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Vienna Yuan against the City and County by payment of \$11,387.44. (City Attorney)

File 45-91-65, Ordinance No.

(Superior Court No. 906-168.)

Passed for second reading.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Stacy & Witbeck against the City and County by payment of \$1,466,000. (City Attorney)

File 45-91-66, Ordinance No.

(Superior Court No. 917-027.)

Passed for second reading.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Lillian Johnson against the City and County by payment of \$45,076.39. (City Attorney)

File 45-91-67, Ordinance No.

(Superior Court No. 932-967.)

Passed for second reading.

Monday, January 6, 1992

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Dorothy Kiely Healy against the City and County by payment of \$12,500. (City Attorney)

File 45-91-68, Ordinance No.

(Superior Court No. 910-100.)

Passed for second reading.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Angus M. Pera against the City and County by payment of \$75,000. (City Attorney)

File 45-91-69, Ordinance No.

(Superior Court No. 919-060.)

Passed for second reading.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Della Feely and Fergus Feely against the City and County by payment of \$16,875. (City Attorney)

File 45-91-70, Ordinance No.

(Superior Court No. 900-424.)

Passed for second reading.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Sam Adams against the City and County by payment of \$20,000. (City Attorney)

File 45-91-71, Ordinance No.

(Superior Court No. 909-373.)

Passed for second reading.

[Settlement of litigation]

Ordinance authorizing settlement of Daniel Benitez v H&H Ship Service Company, et al., upon receipt of the sum of \$3,333.33 and release of lien. (City Attorney)

File 46-91-16, Ordinance No.

Monday January 6, 1992

(Municipal Court No. 012742.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of May Y. Hui in the amount of \$20,000. (City Attorney)

File 48-91-10, Resolution No. 10-92

Adopted.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Economic and Social Policy Committee)

File 18-91-15, Resolution No. 11-92

(Stop Signs - Establish

Powell Street and Vallejo Street, southeast and northwest corners, stopping Powell Street traffic (makes this an all-way Stop).

Central Avenue and Hayes Street, northeast and southwest corners, stopping Hayes Street traffic (makes this an all-way Stop).

Clipper Street and Grand View Avenue, stopping eastbound left turns on Clipper Street.)

Adopted.

[Parking Regulations]

Resolution enacting parking regulations, various streets. (Department of Parking and Traffic)

File 19-91-12, Resolution No. 12-92

(Green Zone With Extended Hours - Establish

299 Dolores Street, from 21 feet to 94 feet north of 16th Street (73 foot existing zone with extended hours of operation of 7/a.m. to 6 p.m. Monday through Saturday.)

Adopted.

Monday, January 6, 1992

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations, various streets. (Department of Parking and Traffic)

File 101-91-22, Resolution No. 13-92

(Tow Away No Stopping 4 PM to 6 PM Except Sundays - Rescind
Stockton Street, east side, between Bush Street and Pine Street.

Tow Away No Stopping Anytime - Establish
Clipper Street, north side, from Diamond Heights Boulevard to
100 feet east of Grand View Avenue.

Lombard Street, north and south sides, from Montgomery Street to
Winthrop Street.

Winthrop Street, east side, from Chestnut Street to Lombard
Street.

Winthrop Street, west side, from 180 feet south of Chestnut
Street to Lombard Street.)

Adopted.

The foregoing items on the Consent Calendar were adopted by the
following vote:

Ayes: Supervisors Achtenberg, Hallinan, Kennedy, Maher, Migden,
Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Hsieh - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$269,250, Department of City Planning, for
capital improvement project (Mission Bay Project), for fiscal year
1991-92; providing for ratification of action previously taken.
(Controller)

File 101-91-28, Ordinance No. 2-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Kennedy, Maher, Migden,
Shelley, Ward - 7.

Monday, January 6, 1992

Absent: Supervisors Alioto, Britt, Gonzalez, Hsieh - 4.

Consideration Continued

[Housing Revenue Bond]

Resolution of the Board of Supervisors of the City and County of San Francisco authorizing the issuance, sale and delivery of City and County of San Francisco Multifamily Housing Revenue Bonds, (The Artark Apartments), 1991, Issue A, in a principal amount not to exceed one million seven hundred eighty thousand dollars (\$1,780,000); approving and authorizing the execution and delivery of an indenture of trust, a loan agreement and a regulatory agreement and declaration of restrictive covenants; and authorizing the execution and delivery of and approving other related documents and actions in connection therewith. (Supervisor Gonzalez)

File 170-91-8, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved to continue consideration to March 9, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

From Economic and Social Policy Committee
Without Recommendation

Refused Passage for Second Reading

[Street Vacation]

Ordinance ordering vacation of the portion of Powhattan Avenue lying between Andover and Moultrie Streets; authorizing sale thereof to the owners of the two abutting properties for \$25,000 and \$5,000, respectively; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 164-91-4.1, Ordinance No.

(Fiscal Impact.)

Refused passage for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hsieh, Kennedy, Ward - 5.

Noes: Supervisors Achtenberg, Hallinan, Maher, Migden, Shelley - 5.

Absent: Supervisor Britt - 1.

Monday, January 6, 1992

Recommendation of Committee of the Whole

Finally Passed

[Pensions]

Ordinance amending the Administrative Code by amending Section 16.87 and deleting Section 16.88 thereto - waiver of pensions.
(Supervisor Ward)

File 97-91-59, Ordinance No. 1-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Lease of AIDS Research Center]

Ordinance authorizing and approving lease of the fifth and sixth floors of Building 3 at San Francisco General Hospital to the Regents of the University of California; providing for ratification of action previously taken. (Real Estate Department)

File 65-91-8, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the construction of a water distribution pipeline to provide water and fire protection to the Clubhouse at the City's Sharp Park Golf Course will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Real Estate Department)

File 82-91-5, Resolution No. 21-92

Monday, January 6, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Passed for Second Reading

[Grant of Easements]

Ordinance authorizing the conveyance of two water line easements totalling 1.35+ acres to the North Coast County Water District over and through Sharp Park in the City of Pacifica; companion measure to File 82-91-5. (Real Estate Department)

File 82-91-5.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted

[Contract Award Extension]

Resolution granting extension of time for awarding Water Department Contract No. WD-2052, 8-Inch Ductile Iron Main Installation in Fremont Street between Market and Harrison Streets to January 7, 1992. (Public Utilities Commission)

File 61-91-6, Resolution No. 18-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$7,532,454 from Section 9 Operating Assistance, \$26,819,276 from UMTA Section 9 Formula Assistance, which includes indirect costs of \$1,687,845, and \$6,704,819 from various local match sources such as from State Transit Capital Improvement Funds or State Urban Rail Bond Funds or State Clean Air and Transportation Improvement Act Bond Funds or Regional Local Match Funds such as State Transit Assistance Funds, State Transportation Development Act Funds, Bridge Toll Net Revenues, Gas Tax Revenues, Hetch Hetchy Funds, Transit Impact Development Fee Revenues, San Francisco

Monday January 6, 1992

Municipal Railway Improvement Corporation Funds, and/or the San Francisco County Sales Tax Revenues for four Municipal Railway projects; placing a total of \$33,524,095 on reserve. (Public Utilities Commission)

File 94-91-8, Resolution No. 3-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission/Bureau of Energy Conservation to apply for, accept and expend \$60,000 which includes indirect costs of \$18,500 or 31% of the total grant award, from U.S. Department of Energy and the Urban Consortium for Technology Initiatives for development and implementation of an Energy Management Action Plan; providing for ratification of action previously taken. (Public Utilities Commission)

File 94-91-11, Resolution No. 29-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the Recreation and Park Department to apply for funds of \$79,500 which include indirect costs of \$2,837 or approximately 3.6% of the total grant award from the Federal Land and Water Conservation Fund for the Camp Mather Tentsite Project; authorizing matching funds of \$79,500 from the Camp Mather Capital Improvement Project; providing for ratification of action previously taken. (Recreation and Park Department)

File 150-91-4, Resolution No. 31-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, January 6, 1992

[Federal Funding]

Resolution approving the 1991-92 Expenditure Plan for Refugee Targeted Assistance Funds and authorizing the President of the Private Industry Council of San Francisco, Inc., to sign, enter into, and execute the state contract. (Private Industry Council)

File 156-91-5, Resolution No. 32-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Airport Revenue Bonds]

Resolution approving the issuance of not to exceed \$225,000,000 principal amount of San Francisco International Airport Second Series Refunding Revenue Bonds, Issue 1; and establishing a maximum interest rate therefor. (Airports Commission)

File 170-91-10, Resolution No. 34-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendations of Administration and Oversight Committee

Withdrawn from Calendar

[Appointment]

Resolution confirming Mayor's reappointment to the Parking and Traffic Commission. (Administration and Oversight Committee)

File 33-91-2.1, Resolution No.

(Angelo Quaranta, vice himself, term expired, for the four-year term ending December 5, 1995.)

Supervisor Maher, seconded by Supervisor Hallinan, moved to withdraw this item from Calendar on advice of the City Attorney.

Motion to withdraw adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, January 6, 1992

Adopted

[Appointment]

Resolution confirming Mayor's reappointment to the Redevelopment Agency. (Administration and Oversight Committee)

File 33-91-9, Resolution No. 4-92

(Gary Kitahata, vice himself, term expired, for the four-year term ending September 3, 1995.)

Supervisor Hsieh, seconded by Supervisor Maher moved to continue consideration to January 21, 1992.

Motion to continue failed adoption by the following vote:

Ayes: Supervisors Alioto, Hsieh, Maher - 3.

Noes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Kennedy, Migden, Shelley, Ward - 8.

Resolution adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 10.

Noes: Supervisor Hsieh - 1.

[Appointment]

Resolution appointing member to the Airport Noise Committee. (Administration and Oversight Committee)

File 92-90-32.4, Resolution No. 23-92

(Juan Escano, Jr., vice Rufus Davis, Jr., term expired, for the three-year term ending September 30, 1993.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Appointment]

Resolution appointing member to the Emergency Medical Care Committee. (Administration and Oversight Committee)

File 92-91-14.9, Resolution No. 22-92

(Sister Kathleen Kearney, provider, vice Kathleen Gulf, term expired, for the three-year term ending June 30, 1994.)

Monday, January 6, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Appointments]

Resolution appointing members to the Bicycle Advisory Committee, terms expired, for the three-year terms ending December 31, 1994. (Administration and Oversight Committee)

File 92-91-38.1, Resolution No. 24-92

(David Marshall, environmental, vice himself;
Gail Wittwer, environmental, vice Ruth Gravanis;
David Lipsky, bike industry, vice Clay Mankin.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Appointments]

Resolution appointing members to the Doyle Drive Task Force, for terms ending October 15, 1992. (Administration and Oversight Committee)

File 92-91-39.1, Resolution No. 25-92

(David L. Warner, Presidio representative;
Gloria Fontanello, Marina neighborhood;
Joan Girardot, Marina district;
Dana Lightsey, S.F. resident;
Karen McVey, S.F. resident;
Paul Epstein, Richmond neighborhood;
James Lazarus, Chamber of Commerce;
Norman Rolfe, environmental organizations;
Nelson Wong, Department of Public Works;
Captain Thomas Suttmeier, Police Department.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Appointment]

Resolution appointing member to the Doyle Drive Task Force; making findings waiving residency requirement. (Administration and Oversight Committee)

File 92-91-39.2, Resolution No. 26-92

Monday, January 6, 1992

(Capt. Kevin Mince, California Highway Patrol, for term ending October 15, 1992.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Appointment]

Resolution appointing member to the Developmental Disabilities Board for Area Board V. (Administration and Oversight Committee)

File 92-91-41, Resolution No. 27-92

(Walter Slater, vice himself, term expired, for the three-year term ending December 31, 1994.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Sheet Metal Workers International Union, Local 104. (Employee Relations Division)

File 93-91-20, Resolution No. 28-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendations of City Services Committee

Adopted

[Medi-Cal Reimbursement]

Resolution urging the Director of the Department of Health Services to review decisions regarding Medi-Cal reimbursement for beneficiaries, including AIDS patients treated with Ganciclovir, to ensure proper reimbursement and directing transmission of this resolution to the State. (Supervisors Alioto, Britt, Achtenberg, Migden)

File 30-91-22.1, Resolution No. 15-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Monday, January 6, 1992

[Legislation - State]

Resolution urging the California State Legislature to revise the rates of payment for outpatient services provided to Medi-Cal patients so that these services are adequately reimbursed and directing that copies of this resolution be provided to the Mayor for transmission to the appropriate State representatives. (Supervisors Alioto, Britt, Achtenberg, Migden, Shelley)

File 30-91-22.2, Resolution No. 16-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Panhandle Park Parking Closure]

Resolution urging the Mayor to urge the Recreation and Park Commission to hold in abeyance until April 10, 1992, the discontinuance of parking off Masonic Avenue in the Panhandle Neighborhood. (City Services Committee)

File 193-91-12.1, Resolution No. 42-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Transfer of Sick Leave/Vacation Benefits]

Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by removing the requirement that an employee be unable to return to work for at least thirty days from the definition of catastrophically ill. (Supervisors Britt, Alioto, Migden, Achtenberg, Gonzalez, Shelley, Ward)

File 78-91-2, Ordinance No.

(Amends Section 16.9-29(b).)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Monday, January 6, 1992

[Security]

Ordinance amending Building Code, to exempt State licensed Residential Board and Care Homes from certain requirements. (Supervisor Alioto)

File 114-91-8, Ordinance No.

(Amends Section 4104.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Appointment of President Pro Tempore

At the request of the President, Supervisor Achtenberg assumed the Chair.

[Building Permit Fees]

Ordinance amending Building Code, to provide that the owners of property in the 1700 and 1800 blocks of Eighth Avenue shall be subject to the Building Permit Fee Schedule in effect on June 30, 1991 with respect to repairs or reconstruction of properties damaged in the Loma Prieta Earthquake; this section shall expire in one year from its effective date. (Supervisors Shelley, Alioto)

File 114-91-13, Ordinance No.

(Adds Section 335.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Consideration Continued

[Hotel and Motel Impacts]

Ordinance amending Planning Code, to require all proposed tourist hotel and motel development projects to obtain a conditional use permit; to require the Planning Commission, in determining whether to grant a conditional use permit for a tourist hotel or motel, to consider the impacts of the workforce of the proposed hotel or motel on the demand for housing, transit, employment, and childcare, and the market demand for hotel or motel, excepting therefrom the impact of the workforce of housing of certain projects within the jurisdiction of the San Francisco Port Commission and excepting residential hotels filing for conversion to tourist use prior to June 1, 1991, and adopting the City Planning Commission's findings with respect to the eight priority policies of City Planning Code Section 101.1. (Department of City Planning)

Monday, January 6, 1992

File 115-91-11, Ordinance No.

(Amends Sections 209.2, 216 and 303.)

At the written request of Mayor-Elect Jordan, Supervisor Ward, seconded by Supervisor Maher, moved to continue consideration to January 27, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

At the request of the President, Supervisor Kennedy assumed the Chair.

Passed for Second Reading

[Nondiscrimination in Business Practices]

Ordinance amending Police Code, to prohibit business establishments from engaging in discriminatory admission policies by requiring businesses that require more than one valid identification document for admittance to business establishments to adopt, post and uniformly apply the policy for admittance to business establishments and to allow the Chief of Police to suspend the dance hall permit of a permittee who violates Police Code Section 3305. (Supervisors Ward, Kennedy, Alioto, Achtenberg, Shelley)

File 121-91-11, Ordinance No.

(Amends Sections 3305 and 1027.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

[Water Pollution Control]

Ordinance amending Public Works Code, by repealing the existing industrial waste discharge regulations set forth in the Public Works Code as Article 4.1, Sections 118-124; and by adding a new and expanded Industrial Waste Ordinance regulating the discharge of industrial wastes into the City sewerage system. (Department of Public Works)

File 123-91-3, Ordinance No.

(Adds a new Article 4.1.)

(Department of City Planning Environmental Review General Rule Exclusion.)

Monday, January 6, 1992

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

[Security]

Ordinance amending Housing Code, to exempt State licensed residential board and care homes from certain requirements. (Supervisor Alioto)

File 125-91-1, Ordinance No.

(Amends Section 706.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted

[One Neat City Week]

Resolution urging the Mayor to proclaim April 19-26, 1992, as "San Francisco: One Neat City Week". (Supervisors Gonzalez, Alioto, Shelley, Hsieh, Achtenberg, Ward)

File 4-91-28, Resolution No. 8-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

The President reassumed the Chair.

Adopted

[Street Vacation]

Resolution declaring intention of Board of Supervisors to vacate a portion of Priest Street located between Clay Street and Washington Street; and setting the date of February 24, 1992 beginning at 3:00 p.m. in the Legislative Chamber, for hearing all persons interested in the proposed vacation. (Department of Public Works)

File 164-91-5, Resolution No. 33-92

Adopted by the following vote:

Monday, January 6, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of appeal from the decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991, approving a Conditional Use Application No. 90.037EC, authorizing a planned unit development to permit the construction of up to 57 new dwelling units after demolition of the existing Ray Oil Burner Factory Buildings requiring modifications of the otherwise-applicable City Planning Code standards for dwelling unit density, open space and minimum lot width an area in an RH-2 (House, Two Family) District of property located at 1301 San Jose Avenue from west of Rousseau Street to Milton Street with frontage on Rousseau, Milton and Bosworth Streets, Lots 2, 5, 6, 7 and 15 in Assessor's Block 6724.

File 37-91-9

(Appeal filed December 9, 1991.)

(Final Negative Declaration adopted August 16, 1991.)

The following persons were sworn in and granted privilege of the floor:

Appellants:

Donald Asplund, Appellant;
T.C. Teets, 657 Chenery Street;
Emperor Arcadia, 199 Eddy Street;
Gerald Cassidy;
Vernon Lick, Glen Park Resident;
Sandy Padilla, 199 Milton Street;
Mark Shaunbaum, 122 Milton Street;
Mrs. Hearst, 2605 Diamond Street;
Laurence McCourt;
Guy Foote, 110 Milton Street;
Kenneth J. Adams;
Resident of 431 Chenery Street;
Douglas Keller, 7 Roddick Street;
Leslie Renteri, 31 Milton Street;
Helen Asplund, 53 Milton Street;
Douglas Arthur, 529 Laidley Street;
Roberta Canelli, 542 Laidley Street;
Evelyn Wilson, President, Coalition for San Francisco
Neighborhoods;
Tony Sacco, President, New Mission Terrace Improvement
Association;
Ruth Jensen - 18 Mari Street;
Dehnert Queen, Small Business Development Company;
Stan Williams.

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Respondents:

Robert Passmore, Zoning Administrator, Department of City Planning;
Alice Barkley, Attorney for Project 220 Montgomery Street;
Richard Strauss, Project Architect, 901 Battery Street.

A rebuttal period was allowed.

The President thereupon declared the public hearing closed.

From the Clerk

Consideration Continued

[Zoning Appeal]

Motion approving decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991 approving Application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue.

File 37-91-9.1

Supervisor Migden, seconded by Supervisor Maher, moved to continue consideration to January 27, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Zoning Appeal]

Motion disapproving decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991 approving Application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue.

File 37-91-9.2

Supervisor Migden, seconded by Supervisor Maher, moved to continue consideration to January 27, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to proposed conditional use of property located at 1301 San Jose Avenue, for action by the Board at its next meeting.

File 37-91-9.3

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Supervisor Migden, seconded by Supervisor Maher, moved to continue consideration to January 27, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

COMMITTEE REPORTS

Recommendations of Finance Committee

Adopted

[lease of Property]

Resolution authorizing a new sublease and cancellation of an existing lease of real property at 1235 Mission Street, for the Department of Social Services. (Real Estate Department)

File 64-91-34, Resolution No. 20-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley, Ward - 9.

Absent: Supervisors Maher, Migden - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Ace Washington;
Dehnert Queen;
Neil Mallech.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Adopted

[Acquisition and Development of Real Property and other appropriate Economic Development Activities - Mission District]
Resolution amending Resolution No. 491-91, authorizing a grant of Urban Development Action Grant Revolving Loan Funds in the amount of \$1,806,835 to the Mission Armory Foundation, by authorizing a grant of said funds for the acquisition and development of real property

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and other appropriate economic development activities in the Mission District in connection with eligible activities under Title I of the Housing and Community Development Act of 1974. (Supervisor Gonzalez)

File 16-91-1.1, Resolution No. 2-92

(December 16, 1991 - Introduced in Board for consideration on January 6, 1992.)

The foregoing item was adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Shelley, Ward - 6.

Absent: Supervisors Alioto, Britt, Hsieh, Maher, Migden - 5.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-1, Resolution No. 5-92

(Doris Ward, President, Board of Supervisors, January 8 - 12, Marie Acosta-Colon, member, War Memorial Board of Trustees, December 13 - 15, 1991; Sharon Duvall, member, Airports Commission, January 6 - 7 and 9 - 12, 1992; Mrs. Walter Haas, Jr., member, War Memorial Board of Trustees, December 10 - 15, 1991; Margel Kaufman, member, Health Commission, December 7 - 11, 1991; Julia Lopez, General Manager, Department of Social Services, December 13, 1991 - January 6, 1992; J. Stanley Mattison, Vice President, Airports Commission, January 7; Grant Mickins, member, Civil Service Commission, November 26 - December 1, 1991; Patrick Murphy, President, Airports Commission, January 3; Juan Rios, member, Civil Service Commission, December 3 - 11, 1991.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Jefferson Street between Broderick and Divisadero Streets, for a block party sponsored by Marina Bay Homeowners Association. (Supervisor Alioto)

File 42-91-84, Resolution No. 6-92

(Jefferson Street, between Divisadero and Broderick Streets, on Sunday, January 19, 1992, from 2:00 p.m. to 6:00 p.m.)

Adopted.

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[Election Declaration]

Resolution declaring the results of the Mayoral Run-Off Election and the School Sales Tax Special Election conducted December 10, 1991, in the City and County of San Francisco. (Clerk of the Board)

File 60-91-14, Resolution No. 7-92

Adopted.

[Commending Art Agnos]

Resolution commending and honoring Art Agnos for his distinguished service to the City and County of San Francisco.

File 6-92-1, Resolution No. 1-92

Supervisor Ward presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Shelley, Ward - 6.

Absent: Supervisors Alioto, Britt, Hsieh, Maher, Migden - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Grant Recipient Obligations]

Ordinance amending Chapter 10, of the San Francisco Administrative Code by adding Section 10.170-6 thereto to require that in order to receive a grant from the City and County of San Francisco the recipient must not owe any taxes, fees or fines to the City and County. (Supervisor Gonzalez presented.) Referred to Finance Committee

File 97-92-1

[Transfer of Sick Leave and Vacation Benefits]

Ordinance amending Section 16.9-29 (b) thereof, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by suspending, for employees retiring pursuant to Charter Section 8.517-2, the requirements that donors be allowed to transfer only once per pay period per recipient and the maximum numbers of

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hours that can be transferred in any pay period or year. (Supervisors Shelley, Achtenberg presented.) Referred to Finance Committee with request it be calendared at the earliest possible date.

File 97-92-2

[Transfer of Sick Leave and Vacation Benefits]
Ordinance amending Chapter 16, Article I of the San Francisco Administrative Code by amending Section 16.9-29 (b) thereof, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by suspending, for employees retiring pursuant to Charter Section 8.517-2, the requirements that donors retain a minimum of 64 hours of sick leave and the maximum numbers that can be transferred in a pay period or year. (Supervisors Achtenberg, Shelley presented.) Referred to Finance Committee with request it be calendared at the earliest possible date.

File 97-92-3

[Service Station Conversion]
Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by amending Section 228.3 thereof to correct a typographical error in the criteria by which the City Planning Commission shall determine whether to approve an application for a service station conversion, by amending Section 228.4 thereof to correct a typographical error in the type of application filed to convert a service station to a non-service station use, and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Supervisor Hallinan presented.) Referred to Economic and Social Policy Committee.

File 115-92-1

[Advertising Vehicles]
Ordinance amending Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) by repealing Sections 680 through 682.7 thereof, regulating the operation of advertising vehicles on city streets, and adding a new Section 680 thereto, prohibiting the operation of advertising vehicles on city streets. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee.

File 121-92-1

[Pacific Avenue -- Permitted Parking]
Resolution amending parking restrictions on Pacific Avenue to allow parking on Pacific Avenue, between Columbus Avenue and Stockton Street, between the hours of 6:00 p.m. and 9:00 a.m. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee.

File 19-91-11

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[Acceptance of Gift]

Resolution accepting a gift of \$5,000,000 from the Corporation of the Fine Arts Museum for master plan improvements to the California Palace of the Legion of Honor; expressing appreciation to the Corporation of the Fine Arts Museum and to John and Dodie Rosekrans. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the January 15, 1992, meeting.

File 38-92-3

[San Francisco Fair]

Resolution naming the San Francisco Fair an official event of the City and County of San Francisco. (Supervisor Hallinan presented.) Referred to City Services Committee.

File 197-92-1

Referred to Board

[SB 797 - Bay Area Growth Management Strategy]

Resolution supporting SB 797 (Morgan), establishing a process for the development of a growth-management strategy for the Nine-County Bay Area Region to coordinate the actions of regional and local agencies, and urging the Mayor to direct the City's lobbyist to urge the State Legislature to pass SB 797. (Supervisor Ward presented.) Referred to Board January 13, 1992, For Adoption Without Committee Reference Calendar.

File 12-92-1

[1992 California Fire Prevention Act]

Resolution supporting passage of the 1992 California Fire Prevention Act. (Supervisor Kennedy presented.) Referred to Board January 13, 1992, For Adoption Without Committee Reference Calendar.

File 12-92-2

[Temporary Street Closing]

Resolution authorizing temporary closing of a portion of Powell Street. (Supervisor Maher presented.) Referred to Board January 13, 1992, For Adoption Without Committee Reference Calendar.

File 42-92-2

[Doyle Drive Task Force]

Resolution amending Resolution No. 900-91, as amended, which created a Doyle Drive Task Force charged with investigating conditions on Doyle Drive and making recommendations to the Board of Supervisors to improve the safety of the conditions on Doyle Drive, by adding to the membership of the Task Force a representative of the Spur

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Presidio Task Force and a representative of the Sierra Club Presidio Task Force. (Supervisor Kennedy presented.) Referred to Board January 13, 1992, For Adoption Without Committee Reference Calendar.

File 55-91-2.3

[Free Food Distribution]

Resolution creating a free food distribution committee of 11 members to be appointed by the Board of Supervisors, which shall present to the Board by June 1, 1992, a written report containing findings regarding the current conditions governing the public distribution of free food in San Francisco, and recommendations the Task Force may have to improve the safety and accessibility of the public distribution of free food in San Francisco; the committee shall terminate after June 30, 1992. (Supervisor Kennedy presented.) Referred to Board January 13, 1992, For Adoption Without Committee Reference Calendar.

File 181-92-1

Referred to Committee

[Public Distribution]

Resolution encouraging the public distribution of free food to members of the general public, subject to meeting all permit requirements of the City, and declaring that it is policy of the Board that no City resources be used to prevent the public distribution of free food that occurs with appropriate permits. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 181-92-1.1

[Food Not Bombs]

Resolution urging the Mayor to urge the Recreation and Park Commission to consider an amendment to Section 7.03 (k) of the Park Code that would allow Food Not Bombs, and similar organizations, to distribute free food in Civic Center Plaza and Golden Gate Park near Stanyan and Haight Streets without the need to obtain a permit from the Commission or, in the alternative, to grant to Food Not Bombs permission to distribute free food at Civic Center Plaza and in Golden Gate Park near Stanyan and Haight Streets. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 181-92-1.2

Referred to Committee

[Charter Amendment]

Charter Amendment (Skeletal) amending the Charter relating to the Public Utilities Commission. (Supervisor Maher presented.) Referred to Administration and Oversight Committee.

File 179-92-1

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[Charter Amendment]

Charter Amendment (Skeletal) amending the Charter relating to the Parking and Traffic Commission. (Supervisor Maher presented.) Referred to Administration and Oversight Committee.

File 180-92-2

Requests for Hearings

File 100-91-1.15, By Supervisor Gonzalez: To consider release of funds placed on reserve in the fiscal year 1991-92 budget for various positions for the Port of San Francisco. Referred to Finance Committee with request it be considered at the January 15, 1992, meeting.

File 100-91-9, By Supervisor Gonzalez: To consider a mid-year budget review consisting of: an assessment of the impact of the current economic recession on the fiscal integrity of City operations and the 1991-92 budget. Referred to Finance Committee with request it be considered at a special meeting January 16, 1992 at 10:00 a.m.

File 12-92-3, By Supervisor Kennedy: To consider the City and County's support or non-support of AB 315 (Friedman). Referred to Administration and Oversight Committee.

File 30-92-1, By Supervisor Alioto: To consider legislation addressing preventative measures to stem the spread of tuberculosis. Referred to City Services Committee.

File 121-92-2, By Supervisor Alioto: To consider the extent on tobacco product advertising either on City property or facilitated City contracts; the impact of such advertising; and the economic impact of banning such advertising. Referred to City Services Committee.

Introduced by the President at the Request of Departments

Referred to Committee

File 27-91-9. [Airport - Lease Modification] Ordinance approving modification of the South Terminal Principal Concession Lease and Agreement for retail merchandising sales between Host International, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission). Finance.

File 45-91-72. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Vilma Baeza against the City and County of San Francisco by payment of \$8,000. (City Attorney). Administration and Oversight.

File 45-91-73. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Beverly Ness against the City and County of San Francisco by payment of \$12,000. (City Attorney). Administration and Oversight.

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File 45-91-74. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Roy Cager against the City and County of San Francisco by payment of \$6,750. (City Attorney). Administration and Oversight.

File 45-91-75. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Nelson Alas against the City and County of San Francisco by payment of \$15,000. (City Attorney). Administration and Oversight.

File 45-91-76. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Equal Employment Opportunity Commission (James L. Jackson) against the City and County of San Francisco by payment of \$50,000. (City Attorney) Administration and Oversight.

File 46-91-17. [Settlement of Lawsuit] Ordinance authorizing settlement of City and County of San Francisco v. Eladio Sabater Portem, et al., upon receipt of the sum of \$7,500 and dismissal of complaint. (City Attorney) Administration and Oversight.

File 46-91-18. [Settlement of Lawsuit] Ordinance authorizing settlement of Norman Silva v. Pier 39 Ltd. Partnership, et al., upon receipt of the sum of \$55,000 and dismissal of complaint. (City Attorney) Administration and Oversight.

File 97-91-60. [Arts Commission] Ordinance amending Administrative Code by amending Section 16.6-45 thereof, to permit the representation of the City and County of San Francisco, through the Arts Commission, in nine arts organizations. (Arts Commission) Finance.

File 97-91-61. [Revolving Fund] Ordinance amending Administrative Code, by amending Section 10.169-5, to increase cash revolving fund for the San Francisco War Memorial to \$4,000. (War Memorial) Finance.

File 101-91-36. [Government Funding] Ordinance appropriating \$260,001,377, Airport Commission, for Program Project Budget, Bond Redemption, Capital Improvement Project (Groundside Improvements), debt service and professional and special services, rescinding \$12,000,000 from various capital improvement project. (Controller) Finance.

File 101-91-37. [Government Funding] Ordinance appropriating \$660,000, Municipal Railway, for other fringe benefits. (Controller) Finance.

File 101-91-38. [Government Funding] Ordinance appropriating \$4,015,003, Public Library, for various capital improvement project, placing \$1,374,805 on reserve. (Controller) Finance.

File 170-91-15. [Amendment to Moscone Project Lease] Ordinance approving and authorizing the execution and delivery of a First Amendment to Project Lease; approving the issuance of the Redevelopment Agency of the City and County of San Francisco Lease Revenue Bonds, Series 1992 (George R. Moscone Convention Center); and authorizing and ratifying the execution and delivery of

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documents reasonably necessary for the issuance, sale and delivery of such bonds, all in connection with a refunding of the Redevelopment Agency of the City and County of San Francisco George R. Moscone Convention Center Lease Revenue Bonds, Series 1988, and the reimbursement of certain costs of the project to the City and County of San Francisco. (Redevelopment Agency) Finance.

File 23-91-6. [Claims Against the Government] Resolution waiving the Statute of Limitations with respect to a warrant of the City and County of San Francisco, in the sum of \$812.49 a legal obligation of the City and County of San Francisco. (Department of Public Health) Finance.

File 30-91-23. [County Health Services Plan and Budget] Resolution authorizing adoption of the County Health Services Plan and Budget for 1991-92 and that the Director of Health and any other appropriate officers and employees of the City and County of San Francisco can certify the County Health Services Plan and Budget of San Francisco. (Department of Public Health) Finance.

File 38-91-23. [Acceptance of Gift] Resolution accepting a cash gift of \$81,653.30 from the Estate of indemnity B. Collins to be used for patient activities at Laguna Honda Hospital. (Department of Public Health) Finance.

File 48-91-11. [Settlement of Claim] Resolution approving the settlement of the unlitigated claim of Connie Tournahu by payment of \$7,500. (City Attorney) Administration and Oversight.

File 61-91-7. [Contract Award Extension] Resolution granting extension of time for awarding San Francisco Municipal Railway Contract No. MR-868, Metro Center Improvement - Track Switch Electrification and Replacement. (Public Utilities Commission) Finance.

File 64-91-35. [Lease of Property] Resolution authorizing lease of real property at 270 East Grand Avenue, South San Francisco for the Fine Arts Museum. (Real Estate Department) Finance.

File 89-91-19. [State Disability Insurance] Resolution authorizing enrollment of Classification A-520 Director, Convention Facilities Department in the State Disability Insurance Program. (Employee Relations Division) Administration and Oversight.

File 93-91-21. [MOU] Resolution ratifying Wage Freeze Memorandum of Understanding with Union of American Physicians and Dentists. (Employee Relations Division) Administration and Oversight.

File 128-91-3. [County Hazardous Waste Management Plan] Resolution approving the County Hazardous Waste Management Plan and the Environmental Impact Report Mitigation Measures. (Chief Administrative Officer) City Services.

File 146-91-87. [Grant - Private Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to apply for, accept and expend a grant of

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\$358,922, which includes indirect costs in the amount of \$1,700 based on one percent of personnel costs, from the California Family Council, Inc., for Family Planning Services for Women; providing for ratification of action previously taken. (Department of Public Health) Finance.

File 146-91-88. [Grant - Private Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to accept and expend a grant of \$321,178, which includes indirect costs in the amount of \$7,291 based on twenty percent of personnel costs, from the Centers for Disease Control, for Family Planning and HIV Services for Women. (Department of Public Health) Finance.

File 146-91-89. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to accept and expend a grant of \$770,248, which includes indirect costs in the amount of \$10,765 based on twenty percent of personnel costs, from the Centers for Disease Control, for Family Planning and HIV Services for Women. (Department of Public Health) Finance.

File 147-91-9. [Grant - Federal Funds] Resolution authorizing the City Librarian to apply for funds not to exceed \$35,000 available from the United States Department of Education for a Project Read Tutor Support Program. (Public Library) Finance.

File 147-91-10. [Grant - Federal Funds] Resolution authorizing the City Librarian to apply for funds not to exceed \$35,000 available from the United States Department of Education for a Project Read Student Support Program. (Public Library) Finance.

File 147-91-11. [Grant - Federal Funds] Resolution authorizing the City Librarian to apply for funds not to exceed \$35,000 available from the United States Department of Education for a Project Read Outreach Program. (Public Library) Finance.

File 172-91-21. [Agreements] Resolution designating 72-Hour Evaluation and 14-Day Intensive Treatment Facilities, pursuant to the Welfare and Institutions Code 5150 and 5250 Et, Seq., and specifying the responsibilities of such facilities as specified by San Francisco Division of Mental Health, Substance Abuse and Forensic Services; the authorized facilities are Langley Porter Psychiatric Institute, San Francisco General Hospital, St. Mary's Hospital and Medical Center, Pacific Presbyterian Medical Center, St. Francis Memorial Hospital, Mt. Zion Community Crisis Services, Mt Zion Hospital and Medical Center, and St. Luke's Hospital. (Department of Public Health) Finance.

File 172-91-22. [Indemnification Agreement] Resolution authorizing an indemnity provision in the cooperative agreement between the City of Daly City and the City and County of San Francisco, acting through the Public Utilities Commission. (Public Utilities Commission) Finance.

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Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that the City Attorney prepare legislation addressing preventative measures to stem the spread of tuberculosis.

By Supervisor Gonzalez, that letter be sent to the Health, Social Services, Municipal Railway, Police and Fire departments requesting that they participate in the special Finance Committee meeting to be held on Thursday, January 16, 1992 at 10:00 a.m. to conduct a mid-year budget review and report on the condition of their respective 1991-92 budget appropriations and where relevant, the issues of police overtime, workers compensation, city attorney interdepartmental reimbursements, general assistance, federal and state funding.

By Supervisor Gonzalez, that a letter be sent to Budget Analyst, Controller, and Mayor's Budget Director requesting working jointly in developing policy and fiscal recommendations to the Board and Mayor in the first week of February, 1992, as to what adjustments or modifications are advisable to reduce projected shortfalls in this year's budget 1991-92 which would also assist us in tackling next year's 1992-93 estimated budget shortfall.

By Supervisor Gonzalez, that a letter be sent to the Director, Port Authority and the Port Commission inquiring as to the date when the six points (under the jurisdiction of the Port Commission) of the ship repair survival plan adopted by the Board of Supervisors, and signed by the Mayor, will be heard before the Port Commission.

By Supervisor Gonzalez, that a letter be sent to the Tax Collector inquiring whether the Department can provide data on the amount of payroll tax and possessory taxes paid by tenants of the Port of San Francisco to the City and County of San Francisco.

By Supervisor Hsieh, that a letter be sent to the City Attorney inquiring as to the various provisions in the Charter relating to the removal of Police Commissioners and Parking and Traffic Commissioners.

By Supervisor Kennedy, that a letter be sent to the Executive Director, of Department of Parking and Traffic Commission inquiring as to the feasibility of installing a stop light at major intersections throughout San Francisco that alert non-seeing pedestrians (with a sound), that the light is red. The Cities of Oakland, Fremont and others have these stop lights.

By Supervisor Kennedy, that a letter be sent to the Executive Director, of Parking and Traffic Commission inquiring as to the feasibility of installing a stop sign on Euclid (at the intersection of Euclid Avenue and Palm Street).

By Supervisor Kennedy, that a letter be sent to the Director, Housing Authority inquiring as to violations of 42. U.S.C. (Section 1983).

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By Supervisor Kennedy, that a letter be sent to Chairman of the Board and Chief Executive Officer of Chevron Corporation regarding the termination of the lease of the Chevron Service Station at 789 Monterey Boulevard in San Francisco.

By Supervisor Kennedy, that a letter be sent to Mayor's Film and Video Commission regarding the concerns of the Russian Hill Neighbors relating to using their neighborhood as a backdrop for TV and movie companies.

By Supervisor Kennedy, that a letter be sent to the City Attorney inquiring if some concerns mentioned by the Russian Hill Neighbors could be amended into the already existing legislation regarding filming within San Francisco.

By Supervisor Shelley on behalf of Supervisor Migden, that a letter be sent to the General Manager, Municipal Railway, to determine current policy with respect to advertising of alcohol and cigarettes on Muni vehicles and all Muni property.

By Supervisor Shelley on behalf of Supervisor Migden, that a letter be sent to City Attorney inquiring as to whether the Board of Supervisors may restrict or prohibit mobile advertising, both on flatbed trucks and trailers.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Ernest Powell (Supervisor Ward)
Florence Lum (Supervisor Britt)
Willie Hardy (Supervisor Kennedy)
George L. Bedford, Jr. (Supervisors Kennedy, Ward)
Anne Daley (Entire Board)
Hannabel Horton Grant (Supervisor Maher)
Katie Wahba (Supervisor Migden)
Rose Cooper (Supervisor Migden)

File 2-92-1

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:49 p.m. adjourned.

John L. Taylor, Clerk

Monday, January 6, 1992

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on November 23, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

1/3/92

c.2 **Vol. 87**

No. 2

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Monday, January 13, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 13, 1992 - 10:00 A.M.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 10:14 a.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley, Ward - 8.

Noted absent at first roll call:

Supervisors Britt, Maher, Migden - 3.

Quorum present.

Supervisor Migden was noted present at 10:19 a.m.

Hearing Held

To hear and discuss a presentation by the President of the Alameda County Board of Supervisors and the Alameda County Administrative Officer on their experience with dealing with Department Heads and other government officials. (Supervisor Ward)

File 175-92-1

The privilege of the floor was granted to the following persons:

Steven C. Szalay, County Administrator, Alameda County;
Martin Palez;

Mary King, President, Alameda, Board of Supervisors.

ADJOURNMENT

There being no further business, the Board at the hour of 11:24 am. adjourned.

John L. Taylor, Clerk

Monday, January 13, 1992

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 13, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:20 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley, Ward - 10.

Noted absent at first roll call:

Supervisor Kennedy - 1.

Quorum present.

Supervisor Kennedy was noted present at 2:21 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Achtenberg, moved that the Journal of Proceedings for Monday, April 1, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

CONSENT CALENDAR

Recommendation of Finance Committee

Finally Passed

Monday, January 13, 1992

[Sale of Property]

Ordinance authorizing sale of surplus City-owned property located in Monterey County - \$20,000. (Real Estate Department)

File 96-91-4, Ordinance No. 14-92

Finally passed.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Vienna Yuan against the City and County by payment of \$11,387.44. (City Attorney)

File 45-91-65, Ordinance No. 4-92

(Superior Court No. 906-168.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Stacy & Witbeck against the City and County by payment of \$1,466,000. (City Attorney)

File 45-91-66, Ordinance No. 5-92

(Superior Court No. 917-027.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Lillian Johnson against the City and County by payment of \$45,076.39. (City Attorney)

File 45-91-67, Ordinance No. 3-92

(Superior Court No. 932-967.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Dorothy Kiely Healy against the City and County by payment of \$12,500. (City Attorney)

Monday, January 13, 1992

File 45-91-68, Ordinance No. 6-92

(Superior Court No. 910-100.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Angus M. Pera against the City and County by payment of \$75,000. (City Attorney)

File 45-91-69, Ordinance No. 7-92

(Superior Court No. 919-060.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Della Feely and Fergus Feely against the City and County by payment of \$16,875. (City Attorney)

File 45-91-70, Ordinance No. 8-92

(Superior Court No. 900-424.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of litigation of Sam Adams against the City and County by payment of \$20,000. (City Attorney)

File 45-91-71, Ordinance No. 9-92

(Superior Court No. 909-373.)

Finally passed.

[Settlement of litigation]

Ordinance authorizing settlement of Daniel Benitez v H&H Ship Service Company, et al., upon receipt of the sum of \$3,333.33 and release of lien. (City Attorney)

File 46-91-16, Ordinance No. 10-92

(Municipal Court No. 012742.)

Finally passed.

Monday, January 13, 1992

[Grant of Easements]

Ordinance authorizing the conveyance of two water line easements totalling 1.35+ acres to the North Coast County Water District over and through Sharp Park in the City of Pacifica. (Real Estate Department)

File 82-91-5.1, Ordinance No. 13-92

Finally passed.

[Security]

Ordinance amending Building Code, to exempt State licensed Residential Board and Care Homes from certain requirements. (Supervisor Alioto)

File 114-91-8, Ordinance No. 15-92

(Amends Section 4104.)

Finally passed.

[Building Permit Fees]

Ordinance amending Building Code, to provide that the owners of property in the 1700 and 1800 blocks of Eighth Avenue shall be subject to the Building Permit Fee Schedule in effect on June 30, 1991 with respect to repairs or reconstruction of properties damaged in the Loma Prieta Earthquake; this section shall expire in one year from its effective date. (Supervisors Shelley, Alioto)

File 114-91-13, Ordinance No. 16-92

(Adds Section 335.)

Finally passed.

[Nondiscrimination in Business Practices]

Ordinance amending Police Code, to prohibit business establishments from engaging in discriminatory admission policies by requiring more than one valid identification document for admittance to business establishments and to allow the Chief of Police to suspend the dance hall permit of a permittee who violates Police Code Section 3305. (Supervisors Ward, Kennedy, Alioto, Achtenberg, Shelley)

File 121-91-11, Ordinance No. 17-92

(Amends Sections 3305 and 1027.)

Finally passed.

Monday, January 13, 1992

[Water Pollution Control]

Ordinance amending Public Works Code, by repealing the existing industrial waste discharge regulations set forth in the Public Works Code as Article 4.1, Sections 118-124; and by adding a new and expanded Industrial Waste Ordinance regulating the discharge of industrial wastes into the City sewerage system. (Department of Public Works)

File 123-91-3, Ordinance No. 19-92

(Adds a new Article 4.1.)

(Department of City Planning Environmental Review General Rule Exclusion.)

Finally passed.

[Security]

Ordinance amending Housing Code, to exempt State licensed residential board and care homes from certain requirements. (Supervisor Alioto)

File 125-91-1, Ordinance No. 18-92

(Amends Section 706.)

Finally passed.

The foregoing items on the Consent Calendar were adopted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Finally Passed

[Lease of AIDS Research Center]

Ordinance authorizing and approving lease of the fifth and sixth floors of Building 3 at San Francisco General Hospital to the Regents of the University of California; providing for ratification of action previously taken. (Real Estate Department)

File 65-91-8, Ordinance No. 11-92

Finally passed by the following vote:

Monday, January 13, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Transfer of Sick Leave/Vacation Benefits]

Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by removing the requirement that an employee be unable to return to work for at least thirty days from the definition of catastrophically ill. (Supervisors Britt, Alioto, Migden, Achtenberg, Gonzalez, Shelley, Ward)

File 78-91-2, Ordinance No. 12-92

(Amends Section 16.9-29(b).)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

NEW BUSINESS

Recommendation of Finance Committee

Consideration Continued

[Airport - Lease Modification]

Ordinance approving modification to the lease for operation of cafeterias, coffee shops, bars, and restaurants in the terminal buildings and in-flight kitchen and commissary building at San Francisco International Airport between Host International, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission)

File No. 27-91-8, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to January 21, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, January 13, 1992

Recommendation of City Services Committee

Adopted

[AB 204 - Unreinforced Masonry Buildings]
Resolution urging the Mayor to direct the City's Lobbyist to urge the State Legislature to amend AB 204 (Cortese) to allow San Francisco to select a Seismic Safety Program for unreinforced masonry buildings based on local studies and considerations. (Supervisors Hsieh, Alioto)

File No. 12-91-51, Resolution No. 39-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 10.

Absent: Supervisor Migden - 1.

COMMITTEE REPORTS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]
Ordinance appropriating \$667,685, Sheriff Department, for professional services - Prop J. (Controller)

File 101-91-34, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted

[Plan Update and Budget Supplement]
Resolution authorizing adoption of the County Health Services Plan and Budget for 1991-92 and that the Director of Health and any other appropriate officers and employees of the City and County of San Francisco can certify the County Health Services Plan and Budget of San Francisco. (Department of Public Health)

File 30-91-23, Resolution No. 40-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Monday, January 13, 1992

[Lease of Property]

Resolution authorizing lease of real property at 270 East Grand Avenue, South San Francisco, for the Fine Arts Museum. (Real Estate Department)

File 64-91-35, Resolution No. 35-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Passed for Second Reading as Amended

[First Amendment to Moscone Project Lease]

Ordinance approving and authorizing the execution and delivery of a first amendment to project lease; approving the issuance of the Redevelopment Agency of the City and County of San Francisco Lease Revenue Bonds, Series 1992 (George R. Moscone Convention Center); and authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such bonds, all in connection with a refunding of the Redevelopment Agency of the City and County of San Francisco George R. Moscone Convention Center Lease Revenue Bonds, Series 1988, and the reimbursement of certain costs of the project to the City and County of San Francisco. (City Attorney)

File 170-91-15, Ordinance No.

Supervisor Gonzalez, seconded by Supervisor Achtenberg, moved to amend legislation on page 4 by inserting "Section 5. The Chief Administrative Officer is hereby authorized and directed to enter into an agreement with the Agency which shall provide that the Agency is authorized to expend three million dollars of any and all net savings actually realized by the Agency as a result of the issuance of bonds approved under this ordinance, and the Agency shall be required to obtain approval of the Board of Supervisors prior to the expenditure of any and all net savings actually realized that exceed the three million dollars referred to above. The foregoing amount shall be delivered to the Chief Administrative Officer or other designated officer of the City on the date of closing and delivery of such bonds"; and by renumbering "Section 6" to "Section 7"; and renumbering "Section 7" to "Section 8."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Maher, Migden, Shelley, Ward - 8.

Absent: Supervisors Britt, Hsieh, Kennedy - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

Monday, January 13, 1992

PUBLIC COMMENT

There being no one wishing to speak, the Chair declared the public comment period closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

At the request of the President, Supervisor Britt assumed the Chair so that President could participate in the debate from the floor.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Ward requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[SB 797 - Bay Area Growth Management Strategy]
Resolution supporting SB 797 (Morgan), establishing a process for the development of a growth-management strategy for the Nine-County Bay Area Region to coordinate the actions of regional and local agencies, and urging the Mayor to direct the City's lobbyist to urge the State legislature to pass SB 797. (Supervisor Ward)

File No. 12-92-1, Resolution No.

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

At the request of Supervisor Achtenberg, resolution referred to Economic and Social Policy Committee.

Supervisor Maher requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Temporary Street Closing]
Resolution authorizing temporary closing of a portion of Powell Street between Columbus and Union Streets, for the 16th Annual Penny Pitch Contest to raise funds for St. Anthony's Dining Room.
(Supervisor Maher)

File 42-92-2, Resolution No. 41-92

(Powell Street, between Columbus and Union, on Monday, February 17, 1992, from 11:00 to 4:00 p.m.)

Monday, January 13, 1992

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

Supervisor Maher, seconded by Supervisor Migden, moved to amend legislation by replacing "Department of Public Works" on lines 3, and 10 with "Department of Parking and Traffic".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

Resolution adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Tabled

(Free Food Distribution)

Resolution creating a free food distribution committee of 11 members to be appointed by the Board of Supervisors, which shall present to the Board by June 1, 1992, a written report containing findings regarding the current conditions governing the public distribution of free food in San Francisco, and recommendations the task force may have to improve the safety and accessibility of the public distribution of free food in San Francisco; the committee shall terminate after June 30, 1992. (Supervisors Kennedy, Migden, Alioto)

File 181-92-1, Resolution No.

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

Supervisor Kennedy, seconded by Supervisor Achtenberg, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

The Board resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

Monday, January 13, 1992

For Adoption Without Committee Reference

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present.) An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[1992 California Fire Prevention Act]
Resolution supporting passage of the 1992 California Fire Prevention Act. (Supervisor Kennedy)

File 12-92-2, Resolution No. 48-92

(January 6, 1992 - Introduced in Board for consideration on
January 13, 1992.)

Adopted.

[Doyle Drive Task Force]
Resolution amending Resolution No. 900-91, as amended, which created a Doyle Drive Task Force charged with investigating conditions on Doyle Drive and making recommendations to the Board of Supervisors to improve the safety of the conditions on Doyle Drive, by adding to the membership of the Task Force a representative of the Spur Presidio Task Force and a representative of the Sierra Club Presidio Task Force. (Supervisor Kennedy)

File 55-91-2.3, Resolution No. 36-92

(January 6, 1992 - Introduced in Board for consideration on
January 13, 1992.)

Adopted.

[New Residential Condominium Project]
Motion approving final map of 220 Lombard Street, a condominium, being a resubdivision of Lot 24 in Assessor's Block 60, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-91-37

(January 6, 1992 - Introduced in Board for consideration on
January 13, 1992.)

Adopted.

Monday, January 13, 1992

[New Residential Condominium Project]

Motion approving final map of 111 Chestnut Street, a condominium, being a resubdivision of Lot 23 in Assessor's Block 60, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-91-38

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 240 Lombard Street, a condominium, being a resubdivision of Lot 25 in Assessor's Block 60, and adopting findings pursuant to City Planning Code Section 101.1 (Department of Public Works)

File 58-91-39

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of the Carlisle, 1450 Post Street, a condominium, being a resubdivision of Lots 8 and 9 in Assessor's Block 688, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-91-40

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 190 Cervantes Boulevard, a condominium project, being a resubdivision of Lot 30 in Assessor's Block 439A, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-91-41

(January 6, 1992 - Introduced in Board for consideration on January 13, 1992.)

Adopted.

Monday, January 13, 1992

The foregoing items on the For Adoption Without Reference to Committee Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Ward - 1.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-2, Resolution No. 37-92

(Harry Britt, member, Board of Supervisors, January 13 - February 3; Sharon Duvall, member, Airports Commission, January 6 - 7 and 9 - 12; Anne Halsted, member, Port, January 9 - 12; J. Stanley Mattison, Vice President, Airports Commission, January 7; Sonia Melara, member, Parking and Traffic, December 28 - January 4; Patrick Murphy, President, Airports Commission, January 3 and January 8 - 9; Harry S. Parker, III, Director, Fine Arts Museums, January 24 - 28, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following resolutions submitted after preparation of the calendar.)

Adopted

[County Alcohol and Drug Program]

Resolution approving the San Francisco Demonstration County Alcohol and Drug Program Plan-Fiscal 1991-92 as prepared and submitted by the Department of Public Health, Community Substance Abuse Services for submission to the State of California, Department of Alcohol and Drug Programs and authorizing and directing the President of the Board to certify said plan.

File 30-92-2.1, Resolution No. 9-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

Monday, January 13, 1992

[Street Closing]

Resolution authorizing temporary closing of a portion of Grove Street on January 20, 1992 for Dr. Martin Luther King, Jr. Birthday celebration sponsored by Northern California Martin Luther King Committee.

File 42-92-3, Resolution No. 38-92

Supervisor Ward presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden - 8.

Absent: Supervisors Achtenberg, Shelley, Ward - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Lucy Leong in the amount of \$10,000. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee with request it be considered at the January 28, 1992 meeting.

File 48-92-1

[Federal Grant - Substance Abuse Prevention]

Resolution amending Resolution No. 931-91, authorizing the Mayor to accept and expend an additional \$700,000 for the "Community Partnership Program," by authorizing the Mayor to accept and expend, retroactive to January 1, 1992, an additional \$524,997, for a total of \$1,224,997, with \$28,809 to be provided for indirect costs. (Supervisor Shelley presented.) Referred to Finance Committee.

File 68-92-1

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: construction and reconstruction of

Monday, January 13, 1992

correctional facilities, that the estimated cost of \$51,200,000 for said municipal improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Migden presented.) Referred to Finance Committee with request to consider placing bonds on the June 1992 ballot.

File 170-92-1

Requests for Hearings

File 7-92-1, By Supervisor Migden: To consider means of encouraging MUNI drivers to use bus stops to assist riders and traffic flow. Referred to Economic and Social Policy Committee.

File 19-92-1, By Supervisor Maher: To consider legislation which would ban parking in Golden Gate Park on Saturdays. Referred to Economic and Social Policy Committee.

File 52-92-1, By Supervisor Maher: To consider legislation which would set the policy of the City and County of San Francisco to consider undergrounding all utility lines whenever a street is under construction. Referred to City Services Committee.

File 99-92-1, By Supervisor Alioto: To consider the implementation and effects of Proposition B and to specifically review the process for assigning City employees to different units--including reports that employees were assigned to units they had not requested--and reviewing the role played by the Employee Relations Director in rushing to place employees in a bargaining unit whether or not employees requested such placement, and other problems related to Proposition B implementation and the effect of such implementation. Referred to Administration and Oversight Committee.

File 195-92-1, By Supervisor Migden: To consider the causes of and possible solutions to the problem of jail overcrowding. Referred to City Services Committee.

Introduced by the President at the Request of Departments

Referred to Committee

File 62-91-1.1. [Music Festival Lease Amendment] Ordinance approving amendments to the Camp Mather Music Festival Lease between the Recreation and Park Commission of the City and County of San Francisco and Charles Cran, dba, Strawberry Music, Inc., for switching the Mid-September event to Labor Day weekend at Camp Mather, located at Tuolumne County, California. (Recreation and Park Department) Finance.

File 101-91-39. [Government Funding] Ordinance appropriating \$3,267,448, Department of Social Services, for various purposes, for the creation of ninety-three positions, reflecting revenue adjustments; companion measure to File 102-91-14. (Controller) Finance.

Monday, January 13, 1992

File 101-91-40. [Government Funding] Ordinance appropriating \$17,501,272, Airports Commission, for various capital improvement projects. (Controller) Finance.

File 101-91-41. [Government Funding] Ordinance appropriating \$86,169, Mayor's Office, for other contractual services; providing for ratification of action previously taken. (Controller) Finance.

File 101-91-42. [Government Funding] Ordinance appropriating \$1,793,764, Retirement System, for other contractual services, services of other departments - Controller-Data Processing and non-work order services of other departments - City Attorney (Controller). Finance.

File 101-91-43. [Government Funding] Ordinance appropriating \$35,000, Department of Parking and Traffic, to increase revolving fund and rescinding \$35,000 from claims and judgment. (Controller) Finance.

File 101-91-44. [Government Funding] Ordinance appropriating \$65,000, Police Department, to increase revolving fund and rescinding \$65,000 from judgments and claims (Controller) Finance.

File 101-91-45. [Government Funding] Ordinance appropriating \$44,000, Department of Social Services, for other contractual services. (Controller) Finance.

File 96-91-2.1. [Reimbursement from Bonds Proceeds] Resolution declaring official intent of the City and County of San Francisco to reimburse funds for purchase of air rights from proceeds of taxable or tax-exempt indebtedness; companion measure to Files 101-90-48 and 96-91-2. (Chief Administrative Officer) Finance.

File 30-92-2. [Demonstration County Alcohol and Drug Program Plan] Approving the San Francisco Demonstration County Alcohol and Drug Program Plan - Fiscal 1991-92 as prepared and submitted by the Department of Public Health, Community Substance Abuse Services for submission to the State of California, Department of Alcohol and Drug Programs and authorizing and directing the President of the Board to certify said plan. (Department of Public Health) City Services.

File 38-92-1. [Acceptance of Gift] Resolution authorizing the Department of Social Services to accept a gift valued at \$11,288 from A. O. Smith Water Products Company of two water boilers for use at the Homeless Multiservice Center at 1001 Polk Street. (Department of Social Services) Finance.

File 38-92-2. [Gift - Private Donor] Resolution authorizing the Department of Public Health, Laguna Honda Hospital & Rehabilitation Center, to accept and expend a gift valued at \$15,310 from the estate of Earl Ulsh for rehabilitation assessment and training; providing for ratification of action previously taken. (Department of Public Health) Finance.

File 64-92-1. [Assignment of Lease of Real Property] Resolution authorizing assignment of lease of real property at 1390 Market Street, Suite 1010, San Francisco for the City Attorney's Office. (Real Estate Department) Finance.

Monday, January 13, 1992

File 153-92-1. [SSI Grant] Resolution authorizing the Department of Social Services to apply for a grant in the amount of \$217,925 from Social Security Administration. (Department of Social Services). Finance.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Achtenberg, that City Attorney prepare legislation urging the Mayor to urge the Airports Commission to consider the enforcement procedures for compliance of the MBE/WBE participation goals set forth in the lease for operation at San Francisco International Airport between Host International, Inc. and the City and County of San Francisco.

By Supervisor Gonzalez, that a letter be sent to the Police Commission and the Chief of Police inquiring whether any status reports are forthcoming to the Board of Supervisors regarding the implementation of the 911 Emergency System recommendations contained in the February 15, 1991, Management Audit Report and April 10, 1991, Mayor's 911 Task Force report.

By Supervisor Gonzalez, that letter be sent to the President of the Police Commission, Chief of Police, and the Captains of SFPD Mission Station protesting the alleged incident of January 13, 1992 whereby SFPD undercover officers posed as contractors and solicited day laborers congregating at 8:30 a.m. at Mission and Valencia Streets and transported them to the Hall of Justice to do warrant checks. The response should reflect under what policy or lack of policy this serious civil rights violation took place.

By Supervisor Maher, that City Attorney prepare legislation which would ban parking in Golden Gate Park on Saturdays.

By Supervisor Maher, that City Attorney prepare legislation which sets the policy of the City and County of San Francisco to consider undergrounding all utility lines whenever a street is under construction.

By Supervisor Shelley, that a letter be sent to General Manager and Chief Engineer, Water Department inquiring if the Water Department will report back to the Board regarding their plans to improve hydrant flow pressure and water volume on Bernal Heights so that they meet the minimum standards for firefighting.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Raymond Clary (Entire Board)
George R. Coan (Entire Board)

File 2-92-2

Unanimously adopted by a rising vote.

Monday, January 13, 1992

ADJOURNMENT

There being no further business, the Board at the hour of 3:59 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, January 13, 1992

Approved by the Board of Supervisors on November 23, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



12/1/92 C.2

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No. 3

DOCUMENTS DEPT.

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Tuesday, January 21, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, January 21, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:18 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Noted absent at first roll call:

Supervisors Alioto, Britt - 2.

Quorum present.

Supervisor Alioto was noted present at 2:20 p.m.

Supervisor Britt excused, on official leave of absence.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journals of Proceedings for Monday, April 8 and 15, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measure be severed from the Consent Calendar and considered separately.

Tuesday, January 21, 1992

Recommendation of Finance Committee

Rereferred to Committee

[Acceptance of Gift]

Resolution accepting a gift to the Public Library of up to \$1,500,000 from the Library Foundation, for lease/purchase of library automation system. (Public Library)

File 38-91-22, Resolution No.

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$667,685, Sheriff Department, for professional services - Prop J. (Controller)

File 101-91-34, Ordinance No. 21-92

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$25,000, City Attorney for litigation expenses. (Controller)

File 101-91-35, Ordinance No.

Passed for second reading.

Adopted

Tuesday, January 21, 1992

[Emergency Repair]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace the sewer in the basement in Block 2841 between Castenada Avenue and Laguna Honda Boulevard. (Department of Public Works)

File 28-91-14, Resolution No. 50-92

Adopted.

[Acceptance of Gift]

Resolution accepting a gift of \$5,000,000 from the Corporation of the Fine Arts Museum for master plan improvements to the California Palace of the Legion of Honor; expressing appreciation to the Corporation of the Fine Arts Museum and to John and Dodie Rosekrans. (Supervisor Gonzalez)

File 38-92-3, Resolution No. 51-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Vilma Baeza against the City and County by payment of \$8,000. (City Attorney)

File 45-91-72, Ordinance No.

(Municipal Court No. 050-023.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Beverly Ness against the City and County, by payment of \$12,000. (City Attorney)

File 45-91-73, Ordinance No.

(Superior Court No. 937-302.)

Passed for second reading.

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[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Roy Gager against the City and County by payment of \$6,750. (City Attorney)

File 45-91-74, Ordinance No.

(Superior Court No. 915-541.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Nelson Alas against the City and County by payment of \$15,000. (City Attorney)

File 45-91-75, Ordinance No.

(United State District Court No. C-89-3363.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Equal Employment Opportunity Commission (James L. Jackson) against the City and County by payment of \$50,000. (City Attorney)

File 45-91-76, Ordinance No.

(United States Court No. C-86-1328 EFL.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of City and County v. Eladio Sabater Portem. et al., upon receipt of the sum of \$7,500 and dismissal of complaint. (City Attorney)

File 46-91-17, Ordinance No.

(Municipal Court No. 058588.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Connie Tournahu by payment of \$7,500. (City Attorney)

File 48-91-11, Resolution No. 52-92

Adopted.

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[State Disability Insurance]

Resolution authorizing enrollment of Classifications 0677 Judicial Secretary Coordinator, 0821 Superior Court Computer Coordinator and 1160 Assistant Director of Purchasing and Services in the State Disability Insurance Program. (Employee Relations Division)

File 89-91-17, Resolution No. 57-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 1150 General Manager, Department of Electricity in the State Disability Insurance Program. (Employee Relations Division)

File 89-91-18, Resolution No. 58-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification A-520 Director, Convention Facilities Department in the State Disability Insurance Program. (Employee Relations Division)

File 89-91-19, Resolution No. 59-92

Adopted.

The foregoing items on the Consent Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Airport - Lease Modification]

Ordinance approving modification to the lease for operation of cafeterias, coffee shops, bars and restaurants in the terminal buildings and in-flight kitchen and commissary building at San

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Francisco International Airport between Host International, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission)

File No. 27-91-8, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Finally Passed

[First Amendment to Moscone Project Lease]
Ordinance approving and authorizing the execution and delivery of a first amendment to project lease; approving the issuance of the Redevelopment Agency of the City and County of San Francisco Lease Revenue Bonds, Series 1992 (George R. Moscone Convention Center); approving the form of an official statement with respect thereto and authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such bonds, all in connection with a refunding of the Redevelopment Agency of the City and County of San Francisco George R. Moscone Convention Center Lease Revenue Bonds, Series 1988, and the reimbursement of certain costs of the project to the City and County of San Francisco. (City Attorney)

File 170-91-15, Ordinance No. 20-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]
Ordinance adjusting revenue and expenditure appropriations for Public Health Department in the General Fund, Tobacco Tax Fund, Health and Welfare Realignment Fund, Hospital Operating Fund and Laguna Honda Operating Fund, reflecting revenue adjustments, for fiscal year 1991-92 resulting from State Budget adoption. (Controller)

File 101-91-31, Ordinance No.

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Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

[Government Funding]

Ordinance adjusting revenue and expenditure appropriations for the Department of Social Services in the General Fund, Welfare Assistance and Administration Fund and Health and Welfare Realignment Fund, reflecting revenue adjustments, resulting from State Budget adoption for Fiscal Year 1991-92. (Controller)

File 101-91-32, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

[Government Funding]

Ordinance appropriating \$13,035, Department of Public Health, for permanent salaries-miscellaneous, rescinding \$13,035 from permanent salaries-miscellaneous, for the creation of one position and deletion of one position, for fiscal year 1991-92. (Controller)

File 101-91-33, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance No. 304-91, Department of Public Health, Central Office, reflecting the addition of one position and deletion of one position to reflect changes in the State budget as a result of realignment and reauthorization of Proposition 99; companion measure to File 101-91-33. (Civil Service Commission)

File 102-91-13, Ordinance No.

Passed for second reading by the following vote:

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Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

[Government Funding]

Ordinance appropriating \$3,267,448, Department of Social Services, for various purposes, for the creation of ninety-three (93) positions, reflecting revenue adjustments, for fiscal year 1991-92. (Controller)

File 101-91-39, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance No. 304-91, Department of Social Services, reflecting the addition of ninety-three (93) positions; companion measure to File 101-91-39. (Civil Service Commission)

File 102-91-14, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Government Funding]

Ordinance appropriating \$1,733,764, Retirement System, for other contractual services, services of other departments - Controller-Data Processing and non-work order services of other departments - City Attorney, Retirement System for fiscal year 1991-92, providing ratification of actions previously taken; reserving \$52,500. (Controller)

File 101-91-42, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Shelley, Ward - 6.

Noes: Supervisors Hsieh, Kennedy, Maher, Migden - 4.

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Absent: Supervisor Britt - 1.

[Amnesty-Surrender of Firearms Program Special Fund]
Ordinance amending Administrative Code, establishing a special fund for the receipt and expenditure of funds solely for the amnesty-surrender of firearms. (Supervisor Kennedy)

File 97-91-57, Ordinance No.

(Adds Section 10.117-105.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[Planning Fees]
Ordinance amending City Planning Code, to impose new fees for reviewing applications relating to extension of deadline to comply with provisions of Section 179 (d) and Section 179 (f), of the Planning Code. (Department of City Planning)

File 115-91-12, Ordinance No.

(Adds new Section 366;
Renumbers Sections 366, 367, 368;
Adds new Section 364;
Renumbers Section 364.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Kennedy, Maher, Shelley, Ward - 6.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

[Business/Payroll Tax Credits]
Ordinance amending Article 12-A of Part III of San Francisco Municipal Code (Payroll Expense Tax Ordinance) by adding Section 906A thereto to provide tax credits for persons who maintain a fixed place of business within the San Francisco Enterprise Zone and who create new jobs and hire employees qualified under specified government jobs programs; and amending Article 12-B of Part III of the San Francisco Municipal Code (Business Tax Ordinance) by adding Section 1005.5 thereto to provide certain tax credits for persons who maintain a fixed place of business within the San Francisco

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Enterprise Zone and who create new jobs and hire employees qualified under specified government jobs program; operative date.
(Supervisors Hallinan, Kennedy, Gonzalez)

File 127-91-15, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

Adopted

[Juvenile Justice - Delinquency Prevention Grant]

Resolution authorizing the Mayor to apply for, and retroactively accept and expend funds in the amount of \$6,645 which will include indirect costs of \$166 or 2.5% made available through the Office of Criminal Justice Planning for a project entitled "1991/92 JJDP Planning Grant" and agreeing to provide local matching funds in the amount of \$6,645. (Mayor)

File 68-91-7, Resolution No. 55-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

[Juvenile Justice - Delinquency Prevention Grant]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$47,376 made available through the Office of Criminal Justice Planning for a project entitled "Chinatown Youth Center", waiving indirect costs. (Mayor)

File 68-91-8, Resolution No. 56-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

[Grant - State Funds]

Resolution authorizing the Public Utilities Commission to apply for and accept retroactively, and expend \$194,534 from 1991-92 State Transit Capital Improvement Funds and \$194,534 from local match

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funds to provide financing including \$35,468 of estimated indirect costs for two Municipal Guideway Projects, placing \$149,000 on reserve. (Public Utilities Commission)

File 94-91-6, Resolution No. 63-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

[Grant - State Funds]

Resolution authorizing the Public Utilities Commission to apply for and accept retroactively, and expend \$14,680,946 from 1991-92 State Transit Capital Improvement Funds and \$14,680,946 from local match funds to provide financing including \$1,327,400 of estimated indirect costs for four Municipal Railway Guideway Projects, placing \$6,510,466 on reserve. (Public Utilities Commission)

File 94-91-7, Resolution No. 64-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for and accept retroactively, and expend \$50,000,000 of Federal Capital Assistance including the required local contribution from the State Transit Capital Improvement Program and/or Proposition 108 Urban Rail Bonds and/or Clean Air and Transportation Improvement Act of 1990 funds and/or State Transit Assistance funds and/or AB 664 Bridge Toll Revenues and/or Regional Measure One Bridge Toll Revenues and/or Transit Impact Development Fee and/or San Francisco Municipal Railway Improvement Corporation Funds and/or Transportation Sales Tax Revenues to provide financing for construction and \$1,200,000 in estimated indirect costs of the Muni Metro Turnback, placing \$35,100,000 on reserve. (Public Utilities Commission)

File 94-91-9, Resolution No. 65-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

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[Grant - State Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept, and expend \$20,500,000 from 1990-91 Urban Rail Bond Funding for San Francisco Municipal Railway Projects and \$20,500,000 from local match funds such as Transportation Sales Tax Revenue and/or Bay Area Rapid Transit District Extension Capital Reserve to provide financing and \$1,530,000 of estimated indirect costs for four Municipal Railway Projects, placing \$6,060,000 on reserve. (Public Utilities Commission)

File 94-91-10, Resolution No. 66-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Migden - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Health Promotion and Education, to accept a State allocation of \$1,063,009, which will include indirect cost equal to 15% of personnel costs, from the State Department of Health Services for the continuation of the Comprehensive Tobacco Control Plan funded by AB 99 and to authorize amendments to the contract with the State regarding use of these funds. (Department of Public Health)

File 146-91-84, Resolution No. 68-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Migden - 3.

[Grant - State Funds]

Resolution authorizing the Director of Public Works to expend up to \$1,641,494, from the State of California for roadway work on City streets in accordance with the State-Local Transportation Partnership Program (2nd Cycle); reserving \$1,374,015. (Department of Public Works)

File 148-91-1.1, Resolution No. 69-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

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[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction by the City and County of San Francisco of the following municipal improvement, to wit: improvements to the heating system within the Civic Center area, necessary pipelines, hot water boiler system, together with construction and reconstruction necessary or convenient to improve and replace the Civic Center heating system, that the estimated cost of \$21,220,000 for said municipal improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez)

File 170-91-11, Resolution No. 70-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: improvements to the Civic Center Plaza and Fulton Street Mall, landscaping and street lighting surrounding the City Hall and areas immediately adjacent thereto, including construction and reconstruction necessary or convenient to improve Civic Center Plaza and Fulton Street Mall, City Hall landscaping and properties adjacent thereto, that the estimated cost of \$26,700,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez)

File 170-91-12, Resolution No. 71-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Gonzalez - 3.

Amendment of the Whole Adopted;
Consideration Continued As Amended

[General Obligation Bonds]

((Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: construction of additions to the Civic Center Parking Garage to increase the size of the existing garage including

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asbestos abatement and providing access for the disabled including construction and reconstruction necessary or convenient to complete the expansion of the Civic Center Parking Garage, that the estimated cost of \$24,000,000 for said municipal improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness.)) (Supervisor Gonzalez)

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: enlargement of the existing Civic Center Garage or construction of a parking garage adjacent thereto including asbestos abatement and access for the disabled and including construction and reconstruction necessary or convenient for the enlargement of the existing Civic Center Garage or construction of a parking garage adjacent thereto, that the estimated cost of \$24,000,000 for said municipal improvement is and will be too great to be paid out of annual income and revenue of said City and County and will require the incurring of a bonded indebtedness.

File 170-91-13, Resolution No.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved an amendment of the whole entitled "Determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: enlargement of the existing Civic Center Garage or construction of a parking garage adjacent thereto including asbestos abatement and access for the disabled and including construction and reconstruction necessary or convenient for the enlargement of the existing Civic Center Garage or construction of a parking garage adjacent thereto, that the estimated cost of \$24,000,000 for said municipal improvement is and will be too great to be paid out of annual income and revenue of said City and County and will require the incurring of a bonded indebtedness."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Supervisor Hsieh, seconded by Supervisor Achtenberg, moved to continue consideration as amended to January 27, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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Adopted

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: repair, reforestation and rehabilitation of Golden Gate Park including water system supply and irrigation, lakes and water courses, utilities including street lighting and security lighting, repair and rehabilitation of park features, landscaping, restrooms including disabled access thereto and all other work necessary or convenient to provide for the repair and rehabilitation of Golden Gate Park features, including reforestation, that the estimated cost of \$76,300,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez)

File 170-91-14, Resolution No. 72-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Indemnification Agreement]

Resolution authorizing an Indemnification Agreement with the Southeastern Pennsylvania Transportation Authority (SEPTA) for the purchase of nineteen (19) surplus P.C.C. type streetcars. (Public Utilities Commission)

File 172-91-20, Resolution No. 73-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendations of City Services and Finance Committees

Adopted

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the Islais Creek Pump Station and Associated Improvements on Assessor's Blocks 5227, Lots 1; 5228/1, 11 and 5262/9 for the property located at the intersection of Evans Avenue and Rankin Street will have no significant impact on the environment; and adopting and incorporating findings of Final Negative Declaration. (Department of Public Works)

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File 53-91-5, Resolution No. 53-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Southeast Water Pollution Control Plant]
Resolution approving Islais Creep Pump Station and Associated Improvements to the Southeast Water Pollution Control Plant. (Department of Public Works)

File 53-91-5.1, Resolution No. 54-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendation of Finance Committee

Passed for Second Reading

[Government Funding]
Ordinance appropriating \$4,750,000, Department of Public Works, for capital improvement project (Islais Pump Station and Southeast Plant Design); placing \$250,000 on reserve; companion to Files 53-91-5 and 53-91-5.1. (Controller)

File 101-91-30, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendation of City Services and Finance Committees

Adopted

[County Hazardous Waste Management Plan]
Resolution approving the County Hazardous Waste Management Plan and the Environmental Impact Report Mitigation Measures. (Chief Administrative Officer)

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File 128-91-3, Resolution No. 67-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

From Economic and Social Policy Committee Without Recommendation
And Recommendation of Finance Committee

Passed for Second Reading

[Neighborhood Commercial District -- Permitted Uses]
Ordinance amending City Planning Code, to extend the deadline to file applications for permits and conditional use authorization to comply with applicable code requirements; and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Supervisor Maher)

File 115-90-4, Ordinance No.

(Amends Section 179.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

Recommendations of Administration and Oversight Committee

Adopted

[Appointment]
Resolution appointing member to the Park and Open Space Advisory Committee, for two-year term ending July 15, 1993. (Administration and Oversight Committee)

File 92-91-27.5, Resolution No. 60-92

(Carole Isaacs, vice Richard Sorro, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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[Appointments]

Resolution appointing members to the Adult Day Health Care Planning Council, terms expired, for the three-year terms ending September 30, 1994. (Administration and Oversight Committee)

File 92-91-30.3, Resolution No. 61-92

(Thomas Rickert, Age Group, vice Margaret Douglas;
Inez McClaren, Age Group, vice Virginia Payongayong;
Annette M. Williams, Transportation, vice Thomas Rickert.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan,
Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Appointment]

Resolution appointing member to the Bay Area Library and Information System Advisory Board, for the two-year term ending December 31, 1993. (Administration and Oversight Committee)

File 92-91-40, Resolution No. 62-92

(Jean Kalil, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan,
Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendations of Economic and Social Policy Committee

Adopted

[Pacific Avenue - Permitted Parking]

Resolution amending parking restrictions on Pacific Avenue to allow parking on Pacific Avenue, between Columbus Avenue and Stockton Street, between the hours of 6:00 p.m. and 9:00 a.m., for a trial period expiring July 31, 1992; requesting a report by July 1, 1992, on the efficacy of these amended restrictions. (Supervisor Maher)

File 19-91-11, Resolution No. 49-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan,
Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Black Male Awareness Program]

Resolution amending Resolution No. 874-91, which urged the Mayor to support an established Black Male Awareness Program, by further providing that the final outcome of the program is to establish an all Black male school. (Supervisors Kennedy, Migden, Ward)

File 247-91-1.1, Resolution No. 78-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Britt, Migden - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Emperor Arcadia;
Dehnert Queen;
Citizen from Phoenix, Arizona.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-3, Resolution No. 44-92

(Doris M. Ward, President, Board of Supervisors, January 22 - 25 and February 29 - March 10; Richard Cordova, Executive Administrator, General Hospital, January 27; Kenneth Dowlin, City Librarian, January 23 - 29; Patrick Murphy, President, Airports Commission, January 8 - 9; Angelo Quaranta, member, Parking and Traffic Commission, December 24 - 29, 1991; Marilyn Chow, member, Social Services Commission, January 7 - 10, February 9 - 11, March 29 - 31, May 18 - 21, June 23 - 30, September 30 - October 2, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

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Adopted

[Noe Valley Neighborhood Commercial District]
Resolution extending to March 31, 1992, the time for the City Planning Commission to render its decision on an amendment to the City Planning Code initiated by the Board of Supervisors amending provisions relating to the Noe Valley Neighborhood Commercial District.

File 36-91-8.1, Resolution No. 46-92

Supervisor Achtenberg presented for immediate adoption.

Adopted.

(See Journal of Proceedings of January 27, 1992 for Disapproval by Mayor)

[Joe Doherty]
Resolution supporting Joe Doherty and his quest for justice.

File 4-92-1, Resolution No.

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Multi-Cultural Celebration and Black History Month]
Resolution designating the month of February, 1992, as Multi-Cultural Heritage Celebration Month and Black History Month.

File 4-92-2, Resolution No. 45-92

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Appointments to Ballpark Advisory Committee]
Resolution appointing members to the Ballpark Advisory Committee.

File 174-92-1, Resolution No. 43-92

Supervisor Ward presented for immediate adoption.

Adopted.

[Street Closing]
Resolution authorizing temporary closing of a portion of Grove Street.

File 42-92-4, Resolution No. 47-92

Supervisor Ward presented for immediate adoption.

Adopted.

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The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley, Ward - 7.

Absent: Supervisor Achtenberg, Britt, Maher, Migden - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Sale of Health Materials]

Ordinance amending the San Francisco Administrative Code by adding section 8.32 to authorize the Director of Public Health to sell health-related materials and establishing a fund for revenues derived from such sales. (Supervisor Alioto presented.) Referred to City Services Committee.

File 97-92-4

[MBE/WBE/LBE - Prime Contracts]

Ordinance amending the San Francisco Administrative Code by amending Section 12D.5 thereof relating to the procurement of goods and services and the award of public contracts by the City and County of San Francisco from Minority Business Enterprises, Women Business Enterprises and Local Business Enterprises. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee with request it be considered with companion measure pending in committee at a February meeting.

File 284-92-1

Referred to Board

[Airport Concession Agreement]

Resolution urging the Mayor to urge the Airports Commission to include within Host's sublease plan a procedure by which the Airports Commission will periodically monitor Host's compliance with MBE/WBE participation goals and requesting the Director of the Airports Commission to submit a report to the Board of Supervisors every 6 months outlining Host's compliance with the MBE/WBE goals set forth in this resolution. (Supervisors Achtenberg, Migden, Hsieh presented.) Referred to Board January 27, 1992, For Adoption Without Committee Reference Calendar.

File 27-91-8.1

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[20th Anniversary of Bloody Sunday]

Resolution requesting that the Members of this Board pause for thirty seconds in its deliberations to remember those who died 20 years ago in Derry. (Supervisor Hallinan presented.) Referred to Board January 27, 1992, For Adoption Without Committee Reference Calendar.

File 4-92-3

Referred to Committee

[Grant-State Funds]

Resolution authorizing the Department of Public Works to apply for, accept and expend, grant funding in the amount of \$500,000 from the State of California Resources Agency for providing additional environmental enhancement improvements and allowable indirect costs in the Embarcadero Surface Roadway Project. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the January 29, 1992 meeting.

File 148-92-1

[Charter Amendment]

(First Draft) Charter amendment amending Section 3.510 and 4.103 relating to transferring functions and personnel of the County Clerk to the Department of Governmental Services, City and County of San Francisco. (Supervisor Kennedy presented.) Referred to Administration and Oversight Committee.

File 273-91-1

[Ballot Measure]

Substitute legislation entitled: Ordinance providing for the regulation of taxicabs and other motor vehicles for hire, adopted by the voters on June 6, 1978, by amending Section 2 thereof to waive the requirement that the permittee drive the taxicab or motor vehicle for hire at least 75 percent of the business days during the calendar year, said waiver to occur where the permittee is unable to drive due to illness or injury or has driven a taxicab in the City and County of San Francisco for at least twenty years. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee.

File 274-91-1

Introduced by the President at the Request of Departments

Referred to Committee

File 101-91-46. [Government Funding] Ordinance appropriating \$146,310, Superior Court, for rental of property and services of other departments-Real Estate Service. RO #91144. (Controller) Finance.

File 45-92-1. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of William E. Henry against the City and County of San Francisco by payment of \$17,500. (City Attorney) Administration and Oversight.

File 172-92-2. [Western System Power Pool Agreement] Ordinance authorizing execution of the Western Systems Power Pool Agreement for short term economy energy transaction; waiving requirement of Section 12I.5(b) of the San Francisco Administrative Code that every contract shall contain a statement urging companies not to use Tropical Hardwood products; and waiving requirement of Section 12F.5 of the San Francisco Administrative Code that every contract shall contain a statement encouraging companies doing business in Northern Ireland to abide by the MacBride Principles. (Also see File 169-88-3, Ordinance 107-89.). (Public Utilities Commission) Finance.

File 28-92-1. [Airport Administration] Resolution approving a declaration of emergency, Termination Replacement, Station M - San Francisco International Airports - \$40,000. (Airports Commission) Finance.

File 28-92-2. [Airport Administration] Resolution approving a declaration of emergency, Electrical Power Cable Failure, Cable 12BATR-1 San Francisco International Airports - \$1,300,000. (Airports Commission) Finance.

File 38-92-4. [Acceptance of Gift] Resolution accepting a gift to San Francisco Public Library of publications (books, journals and tapes) from Jossey-Bass, Inc. Publishers, valued in excess of \$100,000. (Public Library) Finance.

File 38-92-5. [Acceptance of Gift] Resolution accepting a gift to San Francisco Public Library of \$10,000 from the San Francisco Citizen's Inaugural Committee for Mayor-Elect Frank Jordan to assist with books and programs for children's literacy. (Public Library) Finance.

File 68-92-2. [Federal Funding - Emergency Shelter Grants Program] Resolution approving the 1992 Emergency Shelter Grants Program and expenditure schedule and authorizing the Mayor on behalf of the City and County of San Francisco to apply for, accept and expend \$422,000 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development and acknowledging that indirect costs have been allocated in the 1992 Community Development Block Grant Program to cover this program. (Mayor) Finance.

File 78-92-1. [Health Service System Contributions] Resolution establishing the contribution to be made to the Health Service System by City and County, Unified School District and Community College District for Fiscal Year 1992-93. (Health Service System) Finance.

File 89-92-1. [State Disability Insurance] Resolution authorizing enrollment of Classifications 1234 Director of Training, 2536 Respiratory Care Practitioner, and 5179 Assistant Superintendent, Building Inspection in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight.

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File 147-92-1. [Grant - State Funds] Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$24,344 available from the California State Library for a Resource Enhancement Program. (Public Library) Finance.

File 172-92-1. [Highway Maintenance] Resolution approving Amendment No. 1 to the agreement for maintenance of State Highways in the City and County of San Francisco, authorizing the Mayor and the Clerk of the Board to sign Amendment No. 1 to said agreement. (Department of Public Works) Economic and Social Policy.

Requests for Hearings

File 100-91-1.19, By Supervisor Gonzalez: To consider release of funds placed on reserve in the fiscal year 1991-92 budget for the Department of City Planning in the amount of \$100,000 for the Bernal Heights Planning and Improvements Study. Referred to Finance Committee.

File 123-91-2.1, By Supervisor Gonzalez: To consider status report outlining the security bond process by which the Department of Public Works may accept a security bond in lieu of a cash deposit as provided for in Article 15, Section 724.3 of the Public Works Code. Referred to Finance Committee.

File 180-91-1.1, By Supervisor Hsieh: To consider a report of the Workers Compensation Task Force and City Departments' quarterly status reports of workers compensation claims. Referred to City Services Committee with request it be considered at the February 18, 1992 meeting.

File 83-92-1, By Supervisors Ward, Kennedy, Migden: To consider confronting the homeless problem in San Francisco. Referred Economic and Social Policy Committee.

File 127-92-1, By Supervisor Alioto: To consider legislation to implement a dwelling unit surtax on each dwelling unit in the City, for an amount to be specified following hearings. Referred to Finance Committee.

File 184-92-1, By Supervisor Maher: To consider ballot measure asking voters should California be divided into two states and if yes, do you want your county to be part of Northern California? Referred to Administration and Oversight Committee.

File 207-92-1, By Supervisor Gonzalez: To consider the alleged police undercover sweep of day laborers on January 13, 1992, for examination of whether violations of city policies and civil rights occurred, and whether disciplinary actions will be pursued and whether public protection policies will be adopted to protect the rights of day laborers and remedy neighborhood complaints. Referred to City Services Committee.

File 270-92-1, By Supervisor Alioto: To consider legislation which would require every dwelling unit in the City to be equipped with an earthquake preparedness kit. Referred to Economic and Social Policy Committee.

Motion

Referred to Board

File 165-92-1 Motion directing the Budget Analyst to conduct a review of employee retirement system contractor activities and costs related to the implementation of early retirement. (Supervisor Hsieh presented.) Referred to Board January 27, 1992 Immediate Adoption Calendar.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney prepare legislation to require every dwelling unit in the City to be equipped with an earthquake preparedness kit.

By Supervisor Alioto, that the City Attorney prepare legislation to implement a dwelling unit surtax on each dwelling unit in the City for an amount to be specified following hearings.

By Supervisor Alioto, that a letter be sent to Director, Public Works Department inquiring into the possibility of replacing existing trees and adding street trees to 2320 Green Street at Steiner Street.

By Supervisor Gonzalez, that a letter be sent to the Director, Public Works Department inquiring as to the status of the response to citizen petitions which oppose the Department's issuance of a minor sidewalk encroachment permit to 879-39th Avenue.

By Supervisor Gonzalez, that a letter be sent to the Director, City Planning Department and Director, Bureau of Building Inspection requesting whether these departments can report on citizen complaints that the property owners were not properly notified about the proposed modifications at 879-39th Avenue (Permit Application No. 9015646), and further request the Department to investigate the complaint that the adjacent property located at 875-39th Avenue has incurred alleged major damage involving foundation cracking and sinking of the garage floor, as a result of this construction.

By Supervisor Gonzalez, that a letter be sent to the Chief Administrative Officer and Program Manager of Solid Waste Management Program inquiring whether the timeline for implementation of the Milkrun program can be expedited.

By Supervisor Gonzalez, that a letter be sent to the Controller, inquiring whether he will conduct audits of expense requests from Retirement System and its consultants regarding the implementation of Proposition A (Early Retirement Interviews).

By Supervisor Hsieh, that the City Attorney render an opinion regarding the unauthorized payment of \$458,187 to Towers, Perrin, Forster & Crosby specifically how these monies could have been spent without prior approval by the Board of Supervisors.

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By Supervisor Kennedy, that a letter be sent to Executive Director, Department of Parking and Traffic inquiring as to the procedure for having an automobile removed from the lot at 1975 Post Street. The automobile had all wheels removed and could not be moved to the street. The vehicle was left by persons unknown and has been stripped of its parts.

By Supervisors Kennedy and Ward, that the City Attorney prepare legislation requesting the Mayor to establish available space in the relocated Asian Art Museum or the Fine Arts Museum or a place agreeable to the African American Community for an African and African American Art Museum.

By Supervisors Kennedy, Alioto and Ward that letter be sent to the Executive Director, Department of Parking and Traffic inquiring how many national holidays does the City recognize where parking regulations are enforced and since January 20, 1992 was a national holiday can anyone that received a parking ticket have the ticket expunged?

By Supervisors Kennedy, Alioto and Ward, that City Attorney prepare legislation stating that Martin Luther King's holiday is a national holiday and parking regulations will not be enforced as with other national holidays.

By Supervisor Kennedy, that the City Attorney prepare a written a legal opinion which would state the procedure(s) for changing the Park Code in regards to allowing free food distribution within the parks.

By Supervisor Kennedy, that a letter be sent to Executive Director, Laguna Honda Hospital inquiring as to complaints received regarding Ms. Jamie Dunn.

By Supervisor Maher, that the City Attorney prepare a ballot measure asking the voters should California be divided into two states and if yes, do you want your country to be part of Northern California?

By Supervisor Shelley, that a letter be sent to Director, Department of Public Health inquiring as to the updated status of funding for family planning clinics in San Francisco.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Gilbert Lockhart	(Supervisor Doris M. Ward)
Charles B. Farrow	(Supervisor Tom Hsieh)
Ruth Freeburg	(Supervisor Terence Hallinan)

File 2-92-3

Unanimously adopted by a rising vote.

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ADJOURNMENT

There being no further business, the Board at the hour of 5:45 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, January 21, 1992

Approved by the Board of Supervisors on November 23, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

27/92 C.2

Vol. 87

No. 4

DOCUMENTS DEPT.

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Monday, January 27, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 27, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Noted absent at first roll call:

Supervisors Alioto, Britt, Migden - 3.

Quorum present.

Supervisor Alioto was noted present at 2:15 p.m.

Supervisor Britt excused, on official leave of absence.

Supervisor Migden was noted present at 2:11 p.m.

Privilege of the Floor

There being no objection, on motion by Supervisor Kennedy, seconded by Supervisor Gonzalez, the Rules were suspended to allow Mashwabada Msizi, a representative of the Mfengu Community to speak.

Mr. Msizi thanked the Board of Supervisors for adopting a resolution to establish a friendship/solidarity city partner community relationship with Mfengu. He asked the Board for their support in appealing to U.S. Ambassador and the President of South Africa in the Mfengu's people pursuit in reclaiming their land.

Presentation Made

Supervisor Kennedy presented Mr. Msizi a proclamation from the Mayor declaring January 22, 1992 Mashwabada Msizi day in San Francisco.

Monday, January 27, 1992

The Board thereupon resumed its consideration of the following calendared item.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Hsieh, seconded by Supervisor Achtenberg, moved that the Journal of Proceedings for Monday, April 22, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

COMMUNICATION

The Clerk presented a communication from his Honor, the Mayor, returning with his letter of disapproval the following resolution:

Consideration Continued

[Joe Doherty]

Resolution supporting Joe Doherty and his quest for justice.

File 4-92-1

The Clerk stated, pursuant to Board of Supervisors' Rule 2.9a, the Board shall not reconsider the legislation until the first meeting after the message from the Mayor is read to the Board.

The President, therefore, directed that consideration of this matter be continued to February 3, 1992.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Hsieh requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Finally Passed

[Airport - Lease Modification]

Ordinance approving modification to the lease for operation of cafeterias, coffee shops, bars, and restaurants in the terminal

buildings and in-flight kitchen and commissary building at San Francisco International Airport between Host International, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission)

File 27-91-8, Ordinance No. 40-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$4,750,000, Department of Public Works, for capital improvement project (Islais Pump Station and Southeast Plant Design); placing \$250,000 on reserve. (Controller)

File 101-91-30, Ordinance No. 23-92

Finally passed.

[Government Funding]

Ordinance adjusting revenue and expenditure appropriations for Public Health Department in the General Fund, Tobacco Tax Fund, Health and Welfare Realignment Fund, Hospital Operating Fund and Laguna Honda Operating Fund, reflecting revenue adjustments, for Fiscal Year 1991-92 resulting from State Budget adoption. (Controller)

File 101-91-31, Ordinance No. 30-92

Finally passed.

[Government Funding]

Ordinance adjusting revenue and expenditure appropriations for the Department of Social Services in the General Fund, Welfare Assistance and Administration Fund and Health and Welfare Realignment Fund, reflecting revenue adjustments, resulting from State Budget adoption for Fiscal Year 1991-92. (Controller)

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File 101-91-32, Ordinance No. 31-92

Finally passed.

[Government Funding]

Ordinance appropriating \$13,035, Department of Public Health, for permanent salaries-miscellaneous, rescinding \$13,035 from permanent salaries-miscellaneous, for the creation of one position and deletion of one position, for fiscal year 1991-92. (Controller)

File 101-91-33, Ordinance No. 33-92

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance No. 304-91, Department of Public Health, Central Office, reflecting the addition of one position and deletion of one position to reflect changes in the State budget as a result of realignment and reauthorization of Proposition 99; companion measure to File 101-91-33. (Civil Service Commission)

File 102-91-13, Ordinance No. 34-92

Finally passed.

[Government Funding]

Ordinance appropriating \$25,000, City Attorney for litigation expenses. (Controller)

File 101-91-35, Ordinance No. 35-92

Finally passed.

[Government Funding]

Ordinance appropriating \$3,267,448, Department of Social Services, for various purposes, for the creation of ninety-three (93) positions, reflecting revenue adjustments, for fiscal year 1991-92. (Controller)

File 101-91-39, Ordinance No. 36-92

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance No. 304-91, Department of

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Social Services, reflecting the addition of ninety-three (93) positions; companion measure to File 101-91-39. (Civil Service Commission)

File 102-91-14, Ordinance No. 32-92

Finally passed.

[Amnesty-Surrender of Firearms Program Special Fund]
Ordinance amending Administrative Code, establishing a special fund for the receipt and expenditure of funds solely for the amnesty-surrender of firearms. (Supervisor Kennedy)

File 97-91-57, Ordinance No. 32-92

(Adds Section 10.117-105.)

Finally passed.

[Business/Payroll Tax Credits]
Ordinance amending Article 12-A of Part III of San Francisco Municipal Code (Payroll Expense Tax Ordinance) by adding Section 906A thereto to provide tax credits for persons who maintain a fixed place of business within the San Francisco Enterprise Zone and who create new jobs and hire employees qualified under specified government jobs programs; and amending Article 12-B of Part III of the San Francisco Municipal Code (Business Tax Ordinance) by adding Section 1005.5 thereto to provide certain tax credits for persons who maintain a fixed place of business within the San Francisco Enterprise Zone and who create new jobs and hire employees qualified under specified government jobs program; operative date. (Supervisors Hallinan, Kennedy, Gonzalez)

File 127-91-15, Ordinance No. 38-92

Finally passed.

Passed for Second Reading

[Government Funding]
Ordinance appropriating \$260,001,377, Airports Commission, for Program Project Budget, Bond Redemption, Capital Improvement Project (Groundside Improvements), debt service and professional and special services, rescinding \$12,000,000 from various capital improvement projects. (Controller)

File 101-91-36, Ordinance No.

Passed for second reading.

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[Airport - Lease Modification]

Ordinance approving modification of the South Terminal Principal Concession Lease and Agreement for retail merchandising sales between Host International, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission)

File 27-91-9, Ordinance No.

Passed for second reading.

Adopted

[Acceptance of Gift]

Resolution accepting a cash gift of \$81,653.30 from the Estate of Hester B. Collins to be used for patient activities at Laguna Honda Hospital. (Department of Public Health)

File 38-91-23, Resolution No. 87-92

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to accept and expend a grant of \$321,178, which includes indirect costs in the amount of \$7,291 based on twenty percent of personnel costs, from the Centers for Disease Control, for Family Planning and HIV Services for Women. (Department of Public Health)

File 146-91-88, Resolution No. 90-92

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Vilma Baeza against the City and County by payment of \$8,000. (City Attorney)

File 45-91-72, Ordinance No. 24-92

(Municipal Court No. 050-023.)

Finally passed.

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[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Beverly Ness against the City and County, by payment of \$12,000. (City Attorney)

File 45-91-73, Ordinance No. 25-92

(Superior Court No. 937-302.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Roy Gager against the City and County by payment of \$6,750. (City Attorney)

File 45-91-74, Ordinance No. 26-92

(Superior Court No. 915-541.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Nelson Alas against the City and County by payment of \$15,000. (City Attorney)

File 45-91-75, Ordinance No. 27-92

(United State District Court No. C-89-3363.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Equal Employment Opportunity Commission (James L. Jackson) against the City and County by payment of \$50,000. (City Attorney)

File 45-91-76, Ordinance No. 22-92

(United States Court No. C-86-1328 EFL.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of City and County v. Eladio Sabater Portem. et al., upon receipt of the sum of \$7,500 and dismissal of complaint. (City Attorney)

File 46-91-17, Ordinance No. 28-92

(Municipal Court No. 058588.)

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Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,733,764, Retirement System, for other contractual services, services of other departments - Controller-Data Processing and non-work order services of other departments - City Attorney, Retirement System for fiscal year 1991-92, providing ratification of actions previously taken; reserving \$52,500. (Controller)

File 101-91-42, Ordinance No. 39-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Shelley, Ward - 6.

Noes: Supervisors Hsieh, Kennedy, Maher, Migden - 4.

Absent: Supervisor Britt - 1.

Adopted

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: enlargement of the existing Civic Center Garage or construction of a parking garage adjacent thereto including asbestos abatement and access for the disabled and including construction and reconstruction necessary or convenient for the enlargement of the existing Civic Center Garage or construction of a parking garage adjacent thereto, that the estimated cost of \$24,000,000 for said municipal improvement is and

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will be too great to be paid out of the annual income and revenue of said city and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez)

File 170-91-13, Resolution No. 95-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Migden, Shelley, Ward - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Britt - 1.

Finally Passed

[Planning Fees]

Ordinance amending City Planning Code, to impose new fees for reviewing applications relating to extension of deadline to comply with provisions of Section 179 (d) and Section 179 (f), of the Planning Code. (Department of City Planning)

File 115-91-12, Ordinance No. 41-92

(Adds new Section 366;
Renumbers Sections 366, 367, 368;
Adds new Section 364;
Renumbers Section 364.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Britt - 1.

From Economic and Social Policy Committee Without Recommendation
And Recommendation of Finance Committee

Finally Passed

[Neighborhood Commercial District -- Permitted Uses]

Ordinance amending City Planning Code, to extend the deadline to file applications for permits and conditional use authorization to comply with applicable code requirements; and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Supervisor Maher)

File 115-90-4, Ordinance No. 37-92

(Amends Section 179.)

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Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading

[Hotel and Motel Impacts]

Ordinance amending Planning Code, to require all proposed tourist hotel and motel development projects to obtain a conditional use permit; to require the Planning Commission, in determining whether to grant a conditional use permit for a tourist hotel or motel, to consider the impacts of the workforce of the proposed hotel or motel on the demand for housing, transit, employment, and childcare, and the market demand for hotel or motel, excepting therefrom the impact of the workforce on housing of certain projects within the jurisdiction of the San Francisco Port Commission and excepting residential hotels filing for conversion to tourist use prior to June 1, 1991, and adopting the City Planning Commission's findings with respect to the eight priority policies of City Planning Code Section 101.1. (Department of City Planning)

File 115-91-11, Ordinance No.

(Amends Sections 209.2, 216 and 303.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Migden, Shelley, Ward - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Britt - 1.

From the Clerk

Consideration Continued

(Only one of the following two motions should be adopted.)

[Zoning Appeal]

Motion approving decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991 approving Application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue.

File 37-91-9.1

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Supervisor Achtenberg, seconded by Supervisor Alioto, moved to continue consideration to February 3, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Zoning Appeal]

Motion disapproving decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991 approving Application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue.

File 37-91-9.2

Supervisor Achtenberg, seconded by Supervisor Alioto, moved to continue consideration to February 3, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to proposed conditional use of property located at 1301 San Jose Avenue, for action by the Board at its next meeting.

File 37-91-9.3

Supervisor Achtenberg, seconded by Supervisor Alioto, moved to continue consideration to February 3, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

Monday, January 27, 1992

[Government Funding]

Ordinance appropriating \$660,000, Municipal Railway, for other fringe benefits, for fiscal year 1991-92. (Controller)

File 101-91-37, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Government Funding]

Ordinance appropriating \$4,015,003, Public Library, for various capital improvement projects, placing \$1,529,805 on reserve, for fiscal year 1991-92. (Controller)

File 101-91-38, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10:

Absent: Supervisor Britt - 1.

[Revolving Fund]

Ordinance amending Administrative Code, to increase cash revolving fund for the San Francisco War Memorial to \$4,000. (War Memorial)

File 97-91-61, Ordinance No.

(Amends Section 10.169-5.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted

[Claims Against the Government]

Resolution waiving the Statute of Limitations with respect to a warrant of the City and County, in the sum of \$812.49 a legal obligation of the City and County. (Department of Public Health)

File 23-91-6, Resolution No. 86-92

Adopted by the following vote:

Monday, January 27, 1992

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Contract Award Extension]

Resolution granting extension of time for awarding Municipal Railway Contract No. MR-868, Metro Center Improvement - Track Switch Electrification and Replacement, to March 31, 1992. (Public Utilities Commission)

File 61-91-7, Resolution No. 88-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to apply for, accept and expend a grant of \$358,922, which includes administrative costs in the amount of \$1,700 based on one percent of personnel costs, from the California Family Council, Inc., for Family Planning Services for Women; providing for ratification of action previously taken. (Department of Public Health)

File 146-91-87, Resolution No. 89-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to accept and expend a grant of \$770,248, which includes indirect costs in the amount of \$10,765 based on twenty percent of personnel costs, from the Centers for Disease Control, for Family Planning and HIV Services for Women, placing \$129,000 on reserve. (Department of Public Health)

File 146-91-89, Resolution No. 91-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Monday, January 27, 1992

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply retroactively for funds not to exceed \$35,000 available from the United States Department of Education for a Project Read Tutor Support Program which includes indirect costs in the amount of \$1,212 or 5 percent of total grant. (Public Library)

File 147-91-9, Resolution No. 92-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply retroactively for funds not to exceed \$35,000 available from the United States Department of Education for a Project Read Student Support Program, which includes indirect costs in the amount \$1,644 or 5 percent of total grant. (Public Library)

File 147-91-10, Resolution No. 93-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply retroactively for funds not to exceed \$35,000 available from the United States Department of Education for a Project Read Outreach Program which includes indirect costs in the amount \$1,383 or 5 percent of total grant. (Public Library)

File 147-91-11, Resolution No. 94-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, January 27, 1992

[Indemnification Agreement]

Resolution authorizing an indemnity provision in the cooperative agreement between the City of Daly City and the City and County of San Francisco, acting through the Public Utilities Commission. (Public Utilities Commission)

File 172-91-22, Resolution No. 96-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendations of City Services Committee

Adopted

[Public Health Needle Exchange Program]

Resolution memorializing his Honor, the Mayor, to request that the San Francisco Public Health Commission fully implement the "Comprehensive Plan to Reduce the spread of HIV infection among injection drug users (IDUs) in the City and County of San Francisco," endorsing and establishing a city-sponsored needle exchange and treatment program for injection drug users, and requesting a report on its readiness. (Supervisors Alioto, Achtenberg, Hsieh, Britt, Gonzalez, Hallinan, Migden, Kennedy, Shelley, Ward)

File 108-91-3, Resolution No. 79-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[State Legislation -- Needle Exchange Program]

Resolution memorializing the Governor and California Legislature to enact legislation authorizing the City and County of San Francisco to implement a needle exchange program to reduce the incidence of HIV transmission, memorializing members of the San Francisco delegation in the State legislature to support the legislation, and directing that copies of this resolution be forwarded to his Honor, the Mayor, for transmission to the appropriate state representatives. (Supervisors Alioto, Achtenberg, Hsieh, Britt, Gonzalez, Hallinan, Migden, Kennedy, Shelley, Ward)

File 108-91-3.1, Resolution No. 80-92

Adopted by the following vote:

Monday, January 27, 1992

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Public Health -- Needle Exchange Program]

Resolution authorizing the Department of Public Health to solicit private grants to support the operation of a City-sponsored needle exchange program. (Supervisors Alioto, Achtenberg, Hsieh, Britt, Gonzalez, Hallinan, Migden, Kennedy, Shelley, Ward)

File 108-91-3.2, Resolution No. 81-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Public Health -- Needle Exchange Program]

Resolution memorializing his Honor, the Mayor, to submit a supplemental appropriation request to fund a comprehensive needle exchange program and to provide for treatment services to injection drug users. (Supervisors Alioto, Achtenberg, Hsieh, Britt, Gonzalez, Hallinan, Migden, Kennedy, Shelley, Ward)

File 108-91-3.3, Resolution No. 82-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[City Attorney -- Needle Exchange]

Resolution memorializing his Honor, the Mayor, to request the City Attorney to represent, or contract out for representation, the legal interests of the City and County of San Francisco on matters relating to needle exchange. (Supervisors Alioto, Achtenberg, Hsieh, Britt, Gonzalez, Hallinan, Migden, Kennedy, Shelley, Ward)

File 108-91-3.4, Resolution No. 83-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, January 27, 1992

[Recognition -- Prevention Point]

Recognizing the public service contributions and life-saving work of Prevention Point. (Supervisors Alioto, Achtenberg, Hsieh, Britt, Gonzalez, Hallinan, Migden, Kennedy, Shelley, Ward)

File 108-91-3.5, Resolution No. 84-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted as Amended

[Needle Exchange Advisory Committee]

((Resolution establishing a Needle Exchange Advisory Committee to keep the Board of Supervisors apprised of the City's progress in implementing a needle exchange program for San Francisco, and to report to the Board of Supervisors its findings every six months; this committee to terminate automatically on January 1, 1994)); companion measure to Files 108-91-3, 108-91-3.1, 108-91-3.2, 108-91-3.3, 108-91-3.4 and 108-91-3.5. (Supervisors Alioto, Achtenberg, Hsieh)

Resolution memorializing his honor, the Mayor, to request the Health Commission to direct the Community Needle Exchange Committee to report to the Board of Supervisors the progress of implementing the City's needle exchange program.

File 108-91-3.6, Resolution No. 85-92

Supervisor Alioto, seconded by Supervisor Kennedy, moved an amendment of the whole entitled "Memorializing his honor, the Mayor, to request the Health Commission to direct the Community Needle Exchange Committee to report to the Board of Supervisors the progress of implementing the City's needle exchange program."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

SPECIAL ORDER - 3:00 P.M.

Monday, January 27, 1992

Hearing held; Consideration Continued

[Appeal Hearing]

Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) denying the application of Pablo Heising, Jr. for the temporary closing of portions of various streets on Sunday June 7, 1992, for the 15th Annual Haight Ashbury Street Fair.

File 42-91-1

President inquired if there was anyone present desiring to speak who would be unable to return on February 10, 1992.

The privilege of the floor was granted to the following persons:

Pablo Heising - Haight Street Fair Representatives;
Gail Crabtree;
Dr. Martin;
Ken Reilly;
Haight Street Merchant;
Tim Johnson, Department of Parking and Traffic;
John Lubliner, Buena Vista Association.

There being no one else wishing to speak, the President entertained the motion to continue the hearing to February 10, 1992.

Supervisor Kennedy, seconded by Supervisor Alioto, moved to continue consideration to February 10, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

From the Clerk

Consideration Continued

[Street Closing]

Resolution authorizing temporary closing of portions of Haight and Belvedere Streets, and providing for insurance.

File 42-92-1, Resolution No. 9-91

(Haight Street, between Masonic Avenue and Stanyan Street; and Belvedere Street 100 feet south of Haight Street, on Sunday, June 7, 1992, between 6:00 a.m. and 8:00 p.m.)

Supervisor Kennedy, seconded by Supervisor Alioto, moved to continue consideration to February 10, 1992.

Monday, January 27, 1992

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

At the request of the President, Supervisor Achtenberg assumed the Chair.

COMMITTEE REPORTS

Recommendations of Finance Committee

Tabled

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: construction and reconstruction of correctional facilities, that the estimated cost \$51,200,000 for said municipal improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Migden)

File 170-92-1, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement to wit: construction and reconstruction of correctional facilities, including health and safety improvements to the existing Hall of Justice, a residential center for women, improvements to the San Bruno Jail, that the estimated cost of \$10,500,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness.

File 170-92-1.1

Monday, January 27, 1992

Supervisor Gonzalez, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

The President resumed the Chair.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Al Smith.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Severed from For Adoption Without Committee Reference

Supervisor Hallinan requested that the following measure be severed from For Adoption Without Committee Reference Calendar and considered separately.

Withdrawn from Calendar

[20th Anniversary of Bloody Sunday]

Resolution requesting that the Members of this Board pause for thirty seconds in its deliberations to remember those who died 20 years ago in Derry. (Supervisor Hallinan)

File 4-92-3, Resolution No.

(January 21, 1992 - Introduced in Board for consideration on January 27, 1992.)

At the request of Supervisor Hallinan without objection, the measure was withdrawn without objection.

Supervisor Achtenberg requested that the following measure be severed from For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Airport Concession Agreement]

Resolution urging the Mayor to urge the Airports Commission to include within Host's sublease plan a procedure by which the

Monday, January 27, 1992

Airports Commission will periodically monitor Host's compliance with MBE/WBE participation goals and requesting the Director of the Airports Commission to submit a report to the Board of Supervisors every 6 months outlining Host's compliance with the MBE/WBE goals set forth in this resolution. (Supervisors Achtenberg, Migden, Hsieh)

File 27-91-8.1, Resolution No. 100-92

(January 21, 1992 - Introduced in Board for consideration on January 27, 1992.)

Supervisor Achtenberg, seconded by Supervisor Hsieh, moved to amend on page 2 line 2 after "goals" by deleting "or demonstrate participation goals" and on line 6 after "Airport Commission" by inserting "with support from the Human Rights Commission".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

The Board thereupon resumed its consideration of the following item on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[New Residential Condominium Project]

Motion approving final map of 300 Ulloa Street, also known as Knockash Hill, a subdivision project, being a resubdivision of Lot 7, in Assessor's Block 2876; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-1

(January 21, 1992 - Introduced in Board for consideration on January 27, 1992.)

Adopted.

The foregoing item was adopted by the following vote:

Monday, January 27, 1992

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-4, Resolution No. 1-92

(Raymond J. Baxter, Ph.D., Director of Health, March 5 - 6; Henry Berman, member, Fire Commission, January 24 - February 7; Arnold Chin, member, Department of Parking and Traffic, January 18 - 21 and January 25 - 27; Marilyn Chow, member, Social Services Commission, January 25 - February 2; Joseph Driscoll, member, Retirement Board, February 3 - 17; Joe Grubb, Executive Director, Residential Rent Stabilization and Arbitration Board, February 15 - 22; Richard Guggenhime, member, Recreation and Park Commission, February 15 - 22; Mimi How, member, Residential Rent Stabilization and Arbitration Board, February 8 - 15; Patrick Murphy, President, Airports Commission, January 23 and January 28 - 31; Beverly J. Prior, Vice President, Board of Permit Appeals, January 18 - 22; Michael Rossoff, member, Residential Rent Stabilization and Arbitration Board, January 25 - 31; Jill Schlichtmann, member, Residential Rent Stabilization and Arbitration Board, February 22 - 29; L. A. Turpen, Director of Ports, February 19 - 27, 1992.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 3701 Divisadero Street, a condominium project, being a resubdivision of Lot 1H, in Assessor's Block 914; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Alioto)

File 58-92-2

Adopted.

[Management Audit]

Motion directing the Budget Analyst to conduct a review of employee retirement system contractor activities and costs related to the implementation of early retirement. (Supervisor Hsieh)

File 165-92-1

Adopted.

Monday, January 27, 1992

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[James R. Herman]

Resolution Honoring James R. Herman for his years of dedicated Union leadership and public service to San Francisco.

File 4-92-4, Resolution No. 75-92

Supervisor Ward presented for immediate adoption.

Adopted.

[Rodrigo Reyes]

Resolution memorializing Rodrigo Reyes as a pillar of the Mission District, the Latino and Gay Community, and the greater San Francisco Community.

File 4-92-5, Resolution No. 76-92

Supervisors Gonzalez, Achtenberg, Migden presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portions of various streets on Sunday, February 9, 1992 from 6:30 a.m. to 10:00 a.m. for a running event sponsored by the Chinatown YMCA.

File 42-92-5, Resolution No. 77-92

Supervisor Hsieh presented for immediate adoption.

Adopted.

The foregoing items were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

Monday, January 27, 1992

[Special Election]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco on Tuesday, June 2, 1992, for the purpose of submitting to the voters of the City and County of San Francisco propositions to incur the following bonded debts of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements, to wit: \$26,700,000 for improvements to the Civic Center Plaza and Fulton Street Mall; \$21,220,000 to improve the heating system within the Civic Center area; \$24,000,000 for the addition to the Civic Center Parking Garage; \$76,300,000 for construction or reconstruction of improvements to Golden Gate Park; \$51,200,000 for construction and reconstruction of correctional facilities; and that the estimated cost of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the specific election with the General Election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the February 12, 1992 meeting.

File 60-92-1

[Resource Conservation]

Ordinance amending San Francisco Administrative Code by adding Chapter 21A thereto to require that 1) City Departments establish in-house waste reduction programs, and 2) all City and County Departments and agencies purchase recycled products to the maximum extent possible. (Supervisor Britt presented.) Referred to City Services Committee.

File 97-92-5

[Sewer Construction Financing]

Resolution finding and determining that the Mariposa combined sewer overflow control facilities will protect and preserve the environment and that the use of loan funds is the most cost-effective method of financing the project; authorizing the Director of Public Works to apply for and enter into loan agreements not to exceed approximately \$10 million. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 53-92-1

Monday, January 27, 1992

[Remanufacturing Facilities]

Resolution setting the Board policy encouraging the establishment of private waste remanufacturing facilities in the City and County of San Francisco. (Supervisor Britt presented.) Referred to City Services Committee.

File 57-92-1

[Ballpark Advisory Committee]

Resolution appointing member to the Ballpark Advisory Committee. (Supervisor Ward presented.) Referred to Administration and Oversight Committee.

File 174-92-1.1

Request for Hearings

File 107-92-1 By Supervisor Alioto: To consider the possibility of making condoms and other safe sex materials available to clients of the Department of Social Services. Referred to City Services Committee.

File 185-92-1 By Supervisor Ward: To consider the Children's Services Plan submitted by the Mayor in accordance with Charter Section 6.415. Referred to Joint Finance/City Services Committee with request to consider at a February 11, 1992 meeting.

Motion

Referred to Board

[Final Map]

Motion approving Final Map of 7-9 Hallam Street, a condominium project, being a resubdivision of lot 135 in Assessor's Block 3755 and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher presented.) Referred to Board February 3, 1992, For Adoption Without Committee Reference.

File 58-92-3

Introduced by the President at the Request of Departments

Referred to Committee

File 48-92-2. [Settlement of Claim] Resolution authorizing settlement of claims against the City and County of San Francisco regarding the War Memorial's Herbst Theatre Box Office by payment of \$103,774, upon certain conditions. (City Attorney) Administration and Oversight.

Monday, January 27, 1992

File 93-92-1. [MOU] Resolution ratifying Wage Freeze Memorandum of Understanding with Transport Workers Union Locals 250-A and 200. (Office of Mayor Employee Relations Division) Administration and Oversight.

File 146-92-1. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, AIDS Office, to apply for a continuation grant not to exceed \$15,000,000 from the Health Resources and Services Administration to continue funding the Ryan White Comprehensive AIDS Resources Emergency (Care-Title I Supplemental) Disaster Relief Grant; waiving indirect costs. (Department of Public Health) Finance.

File 146-92-2. [Grant - Private Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, to accept and expend a grant of \$600,000, which includes indirect costs in the amount of \$20,022, based on four percent of the grant's budgeted costs for personnel, office operations, travel and consulting costs, from the Robert Wood Johnson Foundation, for outreach health services for high risk immigrant/refugee children and their families; companion measure to File 146-91-77. (Department of Public Health) Finance.

File 146-92-3. [Grant - State Funds] Resolution rescinding Resolution Nos. 453-91 and 917-91, and authorizing the Department of Health, Community Public Health Services, Family Health Bureau, to accept and expend a grant from the California Department of Health Services, Office of Family Planning, Contract 91-12510-A2, in the amount of \$1,206,415, for family planning services, providing for ratification of action previously taken; for a grant period of July 1, 1991 to June 30, 1994; waiving indirect costs, and granting the Director of Health authority to sign any subsequent amendments up to \$1,500,000 during the contract period; companion measure to File Nos. 146-91-35 and 146-91-35.1. (Department of Public Health) Finance.

File 146-92-4. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, Tuberculosis Control Division, to apply for a grant of \$1,262,902, which includes indirect costs in the amount of \$126,286 based on twenty percent of salaries, from the Department of Health and Human Services for the Tuberculosis Control Project. (Department of Public Health) Finance.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that a letter be sent to the Director of the Human Rights Commission inquiring whether he can respond to the Ong Landscaping, Inc. protest regarding the alleged violation of the MBE/WBE Program Guidelines in the bid process for work at the Yerba Buena Gardens Esplanade.

Monday, January 27, 1992

By Supervisor Hallinan, that the City Attorney document the functions, restrictions, powers, and duties including Charter or Administrative Code mandates of the departments involved with providing funds or grants to arts organizations.

By Supervisors Kennedy and Gonzalez, that a letter be sent to the Director of the Department of City Planning requesting that a review of the Hotel and Motel Impact Ordinance, (File 115-91-11) which was finally passed by the Board of Supervisors on January 27, 1992, be made in a year, and a report be submitted to the Board of Supervisors regarding the impact of this legislation on the hotel and motel industries.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Leandrew Mason (Supervisor Kennedy)
Annie B. Snoody (Supervisor Kennedy)
Gracie McMullen (Supervisor Kennedy)
Tom L. Irving, Sr. (Supervisor Kennedy)
David J. Allston, Sr. (Supervisor Kennedy)
Henry Redd, Sr. (Supervisor Kennedy)
Shirley Jane Monroe (Supervisor Kennedy)
William McKinney (Supervisor Hallinan)
Gerald Donaghy (Supervisor Hallinan)
Gerald McKinney (Supervisor Hallinan)
James Wray (Supervisor Hallinan)
Kevin McElhinney (Supervisor Hallinan)
Michael Kelly (Supervisor Hallinan)
William Nash (Supervisor Hallinan)
Michael McDaid (Supervisor Hallinan)
John Young (Supervisor Hallinan)
Bernard McGuigan (Supervisor Hallinan)
Hugh Gilmore (Supervisor Hallinan)
Patrick Doherty (Supervisor Hallinan)
Jack Duddy (Supervisor Hallinan)
Rodrigo Reyes (Supervisors Migden, Achtenberg, Gonzalez, Alioto)
Scott Douglas (Supervisors Migden, Achtenberg)
Peter Alpert (Supervisor Migden)

File 2-92-4

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:21 p.m. adjourned.

Monday, January 27, 1992

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 7, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



DOCUMENTS DEPT.

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Monday, February 3, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 3, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Migden, Ward - 6.

Noted absent at first roll call:

Supervisors Alioto, Britt, Hsieh, Maher, Shelley - 5.

Quorum present.

Supervisor Britt excused, on official leave of absence.

Supervisor Alioto was noted present at 2:07 p.m.

Supervisor Hsieh was noted present at 2:04 p.m.

Supervisor Maher was noted present at 2:10 p.m.

Supervisor Shelley was noted present at 2:04 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Achtenberg, seconded by Supervisor Kennedy, moved that the Journal of Proceedings for Monday, April 29, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Migden, Ward - 6.

Absent: Supervisors Alioto, Britt, Hsieh, Maher, Shelley - 5.

Monday, February 3, 1992

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Ward requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$660,000, Municipal Railway, for other fringe benefits, for fiscal year 1991-92. (Controller)

File 101-91-37, Ordinance No. 45-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Maher - 3.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$260,001,377, Airports Commission, for Program Project Budget, Bond Redemption, Capital Improvement Project (Groundside Improvements), debt service and professional and special services, rescinding \$12,000,000 from various capital improvement projects. (Controller)

File 101-91-36, Ordinance No. 44-92

Finally passed.

[Government Funding]

Ordinance appropriating \$4,015,003, Public Library, for various capital improvement projects, placing \$1,529,805 on reserve, for fiscal year 1991-92. (Controller)

Monday, February 3, 1992

File 101-91-38, Ordinance No. 46-92

Finally passed.

[Revolving Fund]

Ordinance amending Administrative Code, to increase cash revolving fund for the San Francisco War Memorial to \$4,000. (War Memorial)

File 97-91-61, Ordinance No. 43-92

(Amends Section 10.169-5.)

Finally passed.

[Airport - Lease Modification]

Ordinance approving modification of the South Terminal Principal Concession Lease and Agreement for retail merchandising sales , between Host International, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission)

File 27-91-9, Ordinance No. 42-92

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$44,000, Department of Social Services, for other contractual services, for fiscal year 1991-92. (Controller)

File 101-91-45, Ordinance No.

Passed for second reading.

[Music Festival Lease Amendment]

Ordinance approving amendments to the Camp Mather Music Festival Lease between the Recreation and Park Commission and Charles Cran, dba, Strawberry Music, Inc., for switching the Mid-September event to Labor Day weekend at Camp Mather, located at Tuolumne County, California. (Recreation and Park Department)

File 62-91-1.1, Ordinance No.

Passed for second reading.

Adopted

[Acceptance of Gift]

Resolution authorizing the Department of Social Services to accept a

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gift valued at \$11,288 from A. O. Smith Water Products Company of two water boilers for use at the Homeless Multiservice Center at 1001 Polk Street. (Department of Social Services)

File 38-92-1, Resolution No. 106-92

Adopted.

The foregoing items on the Consent Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Maher - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Consideration of Mayor's Disapproval

Refused Adoption

[Joe Doherty]

Resolution supporting Joe Doherty and his quest for justice.
(Supervisor Hallinan)

File 4-92-1, Resolution No.

(January 21, 1992 - Adopted.

January 24, 1992 - Returned disapproved by Mayor.

January 27, 1992 - Consideration continued to February 3, 1992.)

Refused adoption by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Migden, Shelley - 5.

Noes: Supervisors Alioto, Hsieh, Kennedy, Maher, Ward - 5.

Absent: Supervisor Britt - 1.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Hotel and Motel Impacts]

Ordinance amending Planning Code, to require all proposed tourist hotel and motel development projects to obtain a conditional use permit; to require the Planning Commission, in determining whether to grant a conditional use permit for a tourist hotel or motel, to

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consider the impacts of the workforce of the proposed hotel or motel on the demand for housing, transit, employment, and childcare, and the market demand for hotel or motel, excepting therefrom the impact of the workforce on housing of certain projects within the jurisdiction of the San Francisco Port Commission and excepting residential hotels filing for conversion to tourist use prior to June 1, 1991, and adopting the City Planning Commission's findings with respect to the eight priority policies of City Planning Code Section 101.1. (Department of City Planning)

File 115-91-11, Ordinance No. 47-92

(Amends Sections 209.2, 216 and 303.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Britt - 1.

From the Clerk

Tabled

[Zoning Appeal]

Motion approving decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991 approving Application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue.

File 37-91-9.1

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Gonzalez - 2.

Adopted as Amended

[Zoning Appeal]

Motion disapproving decision of the City Planning Commission by its Motion No. 13197, dated November 7, 1991 and approving Application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue with additional conditions.

File 37-91-9.2

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Supervisor Shelley, seconded by Supervisor Migden, moved to amend as follows: New Title: "Disapproving decision of the City Planning Commission by its motion No. 13197, dated November 7, 1991, and approving application No. 90.037EC for conditional use authorization of property located at 1301 San Jose Avenue with additional conditions."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisor Britt, Gonzalez - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisor Britt, Gonzalez - 2.

Adopted

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to proposed conditional use of property located at 1301 San Jose Avenue, for action by the Board at its next meeting.

File 37-91-9.3

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to adopt.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisor Britt, Gonzalez - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$17,501,272, Airports Commission, for various capital improvement projects, for fiscal year 1991-92, placing reserve on \$9,692,875. (Controller)

File 101-91-40, Ordinance No.

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Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Consideration Continued

[Government Funding]

Ordinance appropriating \$86,169, Mayor's Office, for other contractual services, for fiscal year 1991-92; providing for ratification of action previously taken. (Controller)

File 101-91-41, Ordinance No.

Supervisor Migden, seconded by Supervisor Maher, moved to continue consideration to February 10, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisor Britt, Gonzalez - 2.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$26,250, Department of Parking and Traffic, to increase revolving fund and rescinding \$26,250 from claims and judgment, for fiscal year 1991-92. (Controller)

File 101-91-43, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

[Government Funding]

Ordinance appropriating \$48,750, Police Department, to increase revolving fund and rescinding \$48,750 from judgments and claims, for fiscal year 1991-92. (Controller)

File 101-91-44, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

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[Tow Reimbursement and Disputed Claims for Towed Vehicles]
Ordinance amending Administrative Code, authorizing the Department of Parking and Traffic to pay reimbursement for towing and storage of vehicles; authorizing a person designated by the Chief of Police and the Director of the Department of Parking and Traffic to pay reimbursements not to exceed the amount authorized by payment of claims in Section 10.21 of the Administrative Code; and creating cash revolving funds for payment of towing and storage reimbursements. (Police Commission)

File 97-91-48, Ordinance No.

(Amends Sections 10C.1, 10C.4, 10C.5, 10C.6, 10C.7, 10C.8, 10C.12.; Adds Sections 10.151-1 and 10.169-2.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Referred to Committee

[Grant Recipient Obligations]
Ordinance amending Administrative Code, to require that in order to receive a grant from the City and County the recipient must not owe any taxes, fees or fines to the City and County. (Supervisor Gonzalez)

File 97-92-1, Ordinance No.

(Adds Section 10.170-6.)

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved to rerefer to Finance Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Passed for Second Reading as Amended

[Transfer of Sick Leave and Vacation Benefits]
Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by suspending, for employees retiring pursuant to Charter Section 8.517-2, the requirements that donors be allowed to transfer only once per pay period per recipient and the maximum numbers of hours that can be transferred in any pay period or year. (Supervisors Shelley, Achtenberg)

File 97-92-2, Ordinance No.

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(Amends Section 16.9-29(e).)

Supervisor Achtenberg, seconded by Supervisor Maher, moved to amend on page four, line nine, after "conditions" by inserting "(1)".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Transfer of Sick Leave and Vacation Benefits]

Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by suspending, for employees retiring pursuant to Charter Section 8.517-2, the requirements that donors retain a minimum of 64 hours of sick leave and the maximum numbers that can be transferred in a pay period or year. (Supervisors Achtenberg, Shelley)

File 97-92-3, Ordinance No.

(Amends Section 16.9-29(e).)

Supervisor Achtenberg, seconded by Supervisor Maher, moved to amend on page four, line nine, after "(1)" by inserting "(4)".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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Passed for Second Reading

[Western System Power Pool Agreement]

Ordinance authorizing execution of the Western Systems Power Pool Agreement for short term economy energy transaction; waiving requirement of Section 121.5(b) of the Administrative Code that every contract shall contain a statement urging companies not to use Tropical Hardwood products; and waiving requirement of Section 12F.5 of the Administrative Code that every contract shall contain a statement encouraging companies doing business in Northern Ireland to abide by the MacBride Principles. (Public Utilities Commission)

File 172-92-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted

[Small Claims Filings - Pilot Study]

Resolution approving the participation of the City and County in a pilot project authorized by AB 1755 of 1991 to determine the efficacy of use by public entities of the Small Claims Courts for actions on claims exceeding two thousand five hundred dollars (\$2,500). (Supervisor Shelley)

File 12-91-49, Resolution No. 105-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Gift - Private Donor]

Resolution authorizing the Department of Public Health, Laguna Honda Hospital and Rehabilitation Center, to accept and expend a gift valued at \$15,310 from the estate of Earl Ulsh for rehabilitation assessment and training; providing for ratification of action previously taken. (Department of Public Health)

File 38-92-2, Resolution No. 107-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair.

[Federal Funding - Emergency Shelter Grants Program]
Resolution approving the 1992 Emergency Shelter Grants Program and Expenditure Schedule and authorizing the Mayor on behalf of the City and County to apply for, accept and expend a \$422,000 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development and acknowledging that indirect costs have been allocated in the 1992 Community Development Block Grant Program to cover this program. (Mayor)

File 68-92-2, Resolution No. 108-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Ward - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Works to apply for, accept and expend, grant funding in the amount of \$500,000 from the State of California Resources Agency for providing additional environmental enhancement improvements and allowable indirect costs in the Embarcadero Surface Roadway Project. (Supervisor Gonzalez on behalf of the Chief Administrative Officer)

File 148-92-1, Resolution No. 113-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

The President reassumed the Chair.

[SSI Grant]

Resolution authorizing the Department of Social Services to apply retroactively for a grant in the amount of \$217,925 from Social Security Administration; which includes indirect costs in the amount of \$10,377, or 5 percent of total grant. (Department of Social Services)

File 153-92-1, Resolution No. 114-92

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Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

(The transactions and activities provided for in the following nine proposed ordinances and resolutions are within the scope of the Mission Bay Project and the Mission Bay Final Environmental Impact Report (FEIR) adequately analyzes those transactions and activities for the purposes of the California Environmental Quality Act ("CEQA", Public Resources Code Section 21000, et seq.) The Mission Bay FEIR is a program EIR within the meaning of Section 15168 of the State CEQA Guidelines.)

[Mission Bay City Land Transfer Agreement]

Resolution finding that certain proposed transfers of land in accordance with the City Land Transfer Agreement (to be entered into by the City and Catellus Development Corporation in furtherance of subsection 14.1(a) of the Development Agreement adopted and approved by Ordinance No. 60-91) are part of the Mission Bay Project for purposes of compliance with the California Environmental Quality Act and readopting the Mission Bay findings. (Supervisor Gonzalez)

File 255-91-5, Resolution No. 116-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Mission Bay Port Land Transfer Agreement]

Resolution finding that certain proposed transfers of land in accordance with the Port Land Transfer Agreement (to be entered into by the City and Catellus Development Corporation in furtherance of Subsection 14.1(a) of the Development Agreement adopted and approved by Ordinance No. 60-91) are part of the Mission Bay Project for purposes of compliance with the California Environmental Quality Act and readopting the Mission Bay findings. (Supervisor Gonzalez)

File 255-91-6, Resolution No. 117-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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[Mission Bay Port Agreement]

Resolution finding that the licensing and the granting of options to license surplus City-owned property pursuant to the Mission Bay Port Agreement to license and to option (to be entered into by the City and Catellus Development Corporation in furtherance of subsection 14.1(a) of the Development Agreement adopted and approved by Ordinance No. 60-91) are part of the Mission Bay Project for purposes of compliance with the California Environmental Quality Act and readopting the Mission Bay findings. (Supervisor Gonzalez)

File 255-91-4, Resolution No. 115-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Mission Bay City/Port Land Transfer Agreement]

Resolution finding and determining that certain proposed transfers of land are authorized by and consistent with the provisions of Chapter 1143 of the Statutes of 1991, Chapter 310 of the Statutes of 1987, and Chapter 1333 of the Statutes of 1968. (Supervisor Gonzalez)

File 255-91-8, Resolution No. 119-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Passed for Second Reading

[Mission Bay City Land Transfer Agreement]

Ordinance authorizing transfer of City-owned real property and acquisition of certain real property pursuant to the Mission Bay City Land Transfer Agreement. (Supervisor Gonzalez)

File 255-91-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Mission Bay Port Land Transfer Agreement]

Ordinance authorizing transfer of City-owned real property and acquisition of certain real property pursuant to the Mission Bay Port Land Transfer Agreement. (Supervisor Gonzalez)

File 255-91-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Mission Bay Port Agreement]

Ordinance authorizing the licensing of and the granting of options to license City-owned real property pursuant to the Mission Bay Port Agreement to license and to option. (Supervisor Gonzalez)

File 255-91-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted

[Mission Bay Transportation Projects Agreement]

Resolution approving the Transportation Projects Agreement and authorizing the acceptance of donations and dedications of real property pursuant thereto and making findings in accordance with the California Environmental Quality Act. (Supervisor Gonzalez)

File 255-91-9, Resolution No. 120-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Mission Bay Development Agreement]

Resolution relating to future actions to establish Community Facilities District. (Supervisor Gonzalez)

File 255-91-7, Resolution No. 118-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendations of Administration and Oversight Committee

Adopted

[Appointments]

Resolution appointing members to the Mental Health Advisory Board, terms expired, for three-year terms ending January 31, 1995. (Administration and Oversight Committee)

File 92-91-1.1, Resolution No. 109-92

(Robin Cooper, psychiatrist, vice herself;
Supervisor Alioto, Board member, vice herself;
Everett Brandon, Esq., consumer/public interest, vice himself;
Amelia B. Morgan, family member/public interest, vice Emily Cutler;
Lois A. Jones, consumer/public interest, vice Mari Tepper.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Appointments]

Resolution appointing members to the Doyle Drive Task Force; making findings waiving residency requirement for member representing Golden Gate Bridge Highway and Transportation District. (Administration and Oversight Committee)

File 92-91-39, Resolution No. 110-92

(Gordon Chester, Department of Parking and Traffic;
Bill Wycko, City Planning Department;
Joyce Pavlovsky, Marin County;
Michael Alexander, Sierra Club Presidio Task Force;
Gloria Root, SPUR Presidio Task Force;
Richard D. Spotswood, Golden Gate Bridge.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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[Appointments]

Resolution appointing members to the Telecommunications Policy Committee, terms expired, for the two-year terms ending February 1, 1994. (Administration and Oversight Committee)

File 92-91-47, Resolution No. 111-92

(Byron Rhett, public interest, vice himself;
Carole Roberts, TV production, vice herself;
Harmon Shragge, Jr., public interest, vice himself;
Kathleen Turner, public interest, vice Linda Post.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Memorandum of Understanding]

Resolution ratifying wage freeze MOU with union of American Physicians and Dentists. (Employee Relations Division)

File 93-91-21, Resolution No. 112-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate.)

In accordance therewith, consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Hsieh assumed the Chair.

Consideration Continued

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.551 relating to the appointment and removal of civil service exempt executives of the Recreation and Park Department. (Supervisor Hallinan)

File 257-91-1

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Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to February 10, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

[Ballot Measure]

Charter amendment (First Draft) amending Section 7.100 relating to maintenance of inventories of materials, supplies, and equipment. (Supervisor Gonzalez)

File 266-91-1

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to February 10, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisor Britt, Ward - 2.

[Ballot Measure]

Charter amendment (First Draft) amending Sections 3.510 and 4.103 relating to transferring functions and personnel of the County Clerk to the Department of Governmental Services, City and County of San Francisco. (Supervisor Kennedy)

File 273-91-1

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to February 10, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

Consideration Continued as Amended

[Ballot Measure]

Ordinance providing for the regulation of taxicabs and other motor vehicles for hire, adopted by the voters on June 6, 1978, by amending Section 2 thereof to waive the requirement that the permittee drive the taxicab or motor vehicle for hire at least 75

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percent of the business days during the calendar year, said waiver to occur where the permittee is unable to drive due to illness or injury or has driven a taxicab in the City and County of San Francisco for at least twenty years. (Supervisor Hallinan)

File 274-91-1

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to amend on page three, line one, after "due to" by inserting "serious and incapacitating".

Motion amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration as amended to February 10, 1992.

Motion to continue as amended adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisors Britt, Ward - 2.

From Administration and Oversight Committee
"Without Recommendation"

Consideration Continued as Amended

[Ballot Measure]
(Supervisor Gonzalez)

File 265-91-1

Supervisor Gonzalez, seconded by Supervisor Maher, moved an amendment of the whole entitled, Charter amendment (Third Draft) adding Section 6.209 relating to establishing the funding level requiring a set percentage of the general fund to be devoted to the protection and maintenance of the City's infrastructure."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved to continue consideration as amended to February 10, 1992.

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Motion to continue as amended adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

The President reassumed the Chair.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Adopted

[Final Map]

Motion approving final map of 7-9 Hallam Street, a condominium project, being a resubdivision of lot 135 in Assessor's Block 3755 and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 58-92-3

(January 27, 1992 - Introduced in Board for consideration February 3, 1992.)

Adopted.

The foregoing item was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-5, Resolution No. 98-92

(Patrick A. Murphy, President, Airports Commission, January 28 - 31, 1992.)

Adopted.

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(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Honoring Joyce Ream]
Resolution honoring Joyce Ream.

File 4-92-6, Resolution No. 97-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[AFDC Benefit Reductions]
Resolution opposing Governor Wilson's 1992 ballot initiative and budget proposal to cut Aid To Families With Dependent Children benefit levels, limit access to AFDC for recent arrivals in the State, cut special needs pregnancy allowance, eliminate General Assistance duty, and freeze AFDC at current family size.

File 12-92-4, Resolution No. 99-92

Supervisors Alioto, Achtenberg, Kennedy, Ward presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Special Election]
Substitute ordinance calling and providing for a Special Election to be held in the City and County of San Francisco on Tuesday, June 2, 1992, for the purpose of submitting to the voters of the City and County of San Francisco propositions to incur the following bonded debts of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements, to wit: \$26,700,000 for improvements to the Civic Center Plaza and Fulton Street Mall; \$21,220,000 to improve

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the heating system within the Civic Center area; \$24,000,000 for the enlargement of the existing Civic Center Parking Garage or construction of a parking garage adjacent thereto; \$76,300,000 for construction or reconstruction of improvements to Golden Gate Park; and that the estimated cost of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the Special Election with the General Election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the February 5, 1992 meeting.

File 60-92-1

[Contracting Requirements - Guaranteed Maximum Costs]

Ordinance amending the San Francisco Administrative Code by adding section 21.10-1 thereto requiring that all contracts of the City and County for services, materials and supplies shall contain provisions guaranteeing maximum costs under the contract, and declaring that neither the City and County nor its employees and officers are authorized to exceed the costs or scope of services of a contract without a lawful amendment to the agreement. (Supervisor Shelley presented.) Referred to Finance Committee.

File 97-92-8

[Revolving Fund]

Ordinance amending section 10.136-1 of the San Francisco Administrative Code to decrease the revolving fund of the bureau of claims of the office of the City Attorney. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 97-92-9

Referred to Board

[Yosemite National Park]

Resolution urging the National Park Service to implement the preservation components of the 1980 General Master Plan and to consider preservation plans when entering into a new concessions services agreement. (Supervisor Shelley presented.) Referred to Board February 10, 1992, For Adoption Without Committee Reference Calendar.

File 13-92-1

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Referred to Committee

[Resolution of Intent]

Resolution expressing the intent of the Board of Supervisors and the Mayor to rescind various appropriations, modify sections of the Administrative Code and other codes and take other actions to alleviate the impact of any projected budget deficit for the year 1991-92. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at a special meeting February 5, 1992 meeting.

File 97-92-7

Referred to Board

[Department of Social Services - Condoms]

Resolution urging the Mayor to coordinate efforts of the Departments of Social Services and Public Health to assure distribution of condoms to clients of the Department of Social Services. (Supervisor Migden presented.) Referred to Board February 10, 1992. For Adoption Without Committee Reference Calendar.

File 107-92-1

Referred to Committee

[Macy's/F.W. Woolworth Company]

Resolution establishing a Macy's/F.W. Woolworth Company Labor Review Committee. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 176-92-1

Requests for Hearings:

File 171-92-1 By Supervisor Gonzalez: To consider City's intentions to construct an interchange at Islais Creek and I-280. Referred to Economic and Social Policy Committee.

File 192-92-1 By Supervisor Ward: To review the financial aspects of the month-to-month lease between Rapid Shine Auto Detail and the Parking and Traffic Commission. Referred to Finance Committee.

File 204-92-1 By Supervisor Ward: To consider the placement of art work of George Moscone in Moscone Center. Referred to Economic and Social Policy Committee.

File 207-92-2 By Supervisor Ward: To consider crime problems at 101 Freeway overpass at San Bruno Avenue and Harkness Avenue. Referred to Economic and Social Policy with request it be considered at the February 25, 1992 meeting.

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Motion:

Adopted

Motion that the Board of Supervisors send a communication to the Chief Administrative Officer and the Directors of Public Works Department and Public Health Department requesting their appearance before the Board on February 10, 1992, to report what contingency plans have been developed for the City to collect garbage (residential and commercial) in the event NorCal Solid Waste Systems for financial or other reasons reduces or suspends or is unable to perform its contractual services to the people of San Francisco. (Supervisor Gonzalez presented.) Adopted.

File 186-92-1

Introduced by the President at the Request of Departments

Referred to Committee

File 45-92-2. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Thomas L. Yip, et al, against the City and County of San Francisco by payment of \$150,000. (City Attorney) Administration and Oversight.

File 45-92-3. [Settlement of Litigation by Grant of Easement] Ordinance authorizing settlement of Mojave Pipeline Company and Kern River Gas Transmission Company v. City and County of San Francisco by the sale of a 50' wide by 3,405' long natural gas pipeline easement over City-owned property in Kern County. (Real Estate Department) Administration and Oversight.

File 47-92-1. [Automobile Detailing Lease Documents] Ordinance approving and adopting Golden Gateway Garage automobile detailing legal documents and authorization to lease. (Real Estate Department) Finance.

File 65-92-4. [Lease of AIDS Research Center] Ordinance authorizing and approving lease of the Fifth and Sixth Floors of Building 3 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department) Finance.

File 97-92-6. [Criminal Profiteering Activity Special Fund] Ordinance amending Administrative Code by adding Section 10.117-110 thereto, establishing a special fund by the receipt and expenditure of funds and property received in restitution and forfeitures in various criminal profiteering activity cases. (Police Commission) Finance.

File 170-92-2. [Equipment Lease - Series 1992 Bonds] Ordinance providing for the approval and execution and delivery by Officers of the City and County of San Francisco of an Equipment Lease Supplement No. 1 between the City and County of San Francisco Finance Corporation, as Lessor and the City and County of San Francisco, as Lessee with respect to equipment to be used for City

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purposes; and approving the issuance of Lease Revenue Bonds by said nonprofit corporation; and providing that said bonds shall be subject to the certification of the Controller of the City and County of San Francisco prior to the sale of said bonds; and providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith. (Chief Administrative Officer) Finance.

Resolutions Referred to Committee

File 48-92-3. [Settlement of Claim] Resolution approving the settlement of the unlitigated claim of Lucy Leong by payment of \$10,000. (City Attorney) Administration and Oversight.

File 68-92-3. [Shelter Plus Care Funds] Resolution authorizing the Mayor of the City and County of San Francisco to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed three million seven hundred thousand dollars for the Shelter Plus Care Program authorized under Section 837 of the National Affordable Housing Act of 1990, Public Law Number 101-625; there will be no direct or indirect costs associated with the acceptance of these grant funds. (Mayor) Finance.

File 89-92-2. [State Disability Insurance] Resolution authorizing enrollment of Classifications 0647 Director, Probate, and 9748 Assistant to the CAO VIII in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight.

File 89-92-3. [State Disability Insurance] Resolution authorizing enrollment of Classification 7123 Machine Shop and Parking Meter Superintendent, Meter Division in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight.

File 146-92-5. [Grant - State Funds] Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for a grant of \$508,884, which includes indirect costs in the amount of \$36,831 based on twenty percent of salaries, from the Department of Health and Human Services for the Hepatitis Immunization Demonstration Project. (Department of Public Health) Finance.

File 146-92-6. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to apply for, accept and expend a grant of \$175,032 which includes indirect costs in the amount of \$6,732, based on four percent of the total award, from the McKinney Path Homeless Fund Federal Formula Grant for mental health outreach and case management services in San Francisco for the homeless mentally ill and the mentally ill at risk of becoming homeless; providing for ratification of action previously taken. (Department of Public Health) Finance.

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Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Achtenberg, that City Attorney draft legislation to create a broadly representative planning body within the Mayor's Office to coordinate all policy and planning for children and youth including the allocation of funds under Proposition J.

By Supervisor Britt, that City Attorney give a written opinion regarding what is necessary to effect a change in the City's Catastrophic Illness Plan (CIP). Currently, when participants in the plan pass away, the donated hours which they have accumulated are lost. Supervisor Britt would like to have the CIP revised so that surplus unused hours are donated into a "bank" which would then be available for other participants in the plan.

By Supervisor Gonzalez, pursuant to motion duly adopted, that letters be sent to the Chief Administrative Officer and the Directors of Public Works Department and Public Health Department requesting their appearance before the Board on February 10, 1992, to report what contingency plans have been developed for the City to collect garbage (residential & commercial) in the event NorCal Solid Waste Systems for financial or other reasons reduces or suspends or is unable to perform its contractual services to the people of San Francisco.

By Supervisor Hsieh, the City Attorney provide a list of the various law firms with which the City Attorney has contracts and the cost of each of those contracts. The request period is for the year 1991.

By Supervisor Kennedy, that letter be sent to Director, Department of Parking and Traffic, regarding a stop sign being installed on William Street at the intersection of Neptune & Newhall. This stop sign will be very much needed for the safety of pedestrians and residents because of the opening of the new Cala Food Store.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

William J. Mallen (Entire Board)
Gothia Henderson (Supervisor Kennedy)
Louise Wilbur Bailey (Supervisor Maher)
John Johnson (Supervisor Hallinan)
Brett Dean (Supervisors Migden, Achtenberg, Hallinan)

File 2-92-5

Unanimously adopted by a rising vote.

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ADJOURNMENT

There being no further business, the Board at the hour of 3:52 p.m. adjourned.

John L. Taylor, Clerk

N.B.

This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Approved by the Board of Supervisors on December 7, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 10, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley, Ward - 7.

Noted absent at first roll call:

Supervisors Alioto, Britt, Maher, Migden - 4.

Quorum present.

Supervisor Alioto was noted present at 2:07 p.m.

Supervisor Britt was noted present at 2:10 p.m.

Supervisor Maher was noted present at 2:10 p.m.

Supervisor Migden was noted present at 2:07 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Migden, seconded by Supervisor Hallinan, moved that the Journal of Proceedings for Monday, May 6, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Britt, Maher - 2.

Monday, February 10, 1992

COMMUNICATION

Request for Report Withdrawn

The Clerk presented the following communication from Supervisor Gonzalez withdrawing his request at the February 3, 1992 meeting that representatives from Chief Administrative Officer, Department of Public Works and Public Health Department be present at today's meeting to report to the Board what contingency plans have been developed for the City to collect garbage in the event Nor Cal Solid Systems, for financial or other reasons, reduces, suspends or is unable to perform its contract services.

Supervisor Gonzalez was able to contact the various Department Heads and his questions have been answered. Therefore, their presence would not be required at today's meeting.

No objection and request withdrawn.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$17,501,272, Airports Commission, for various capital improvement projects, for fiscal year 1991-92, placing reserve on \$9,692,875. (Controller)

File 101-91-40, Ordinance No. 57-92

Finally passed.

[Government Funding]

Ordinance appropriating \$26,250, Department of Parking and Traffic, to increase revolving fund and rescinding \$26,250 from claims and judgment, for fiscal year 1991-92. (Controller)

File 101-91-43, Ordinance No. 58-92

Finally passed.

[Government Funding]

Ordinance appropriating \$48,750, Police Department, to increase revolving fund and rescinding \$48,750 from judgments and claims, for fiscal year 1991-92. (Controller)

File 101-91-44, Ordinance No. 59-92

Finally passed.

Monday, February 10, 1992

[Government Funding]

Ordinance appropriating \$44,000, Department of Social Services, for other contractual services, for fiscal year 1991-92. (Controller)

File 101-91-45, Ordinance No. 60-92

Finally passed.

[Music Festival Lease Amendment]

Ordinance approving amendments to the Camp Mather Music Festival Lease between the Recreation and Park Commission and Charles Cran, dba, Strawberry Music, Inc., for switching the Mid-September event to Labor Day weekend at Camp Mather, located at Tuolumne County, California. (Recreation and Park Department)

File 62-91-1.1, Ordinance No. 55-92

Finally passed.

[Tow Reimbursement and Disputed Claims for Towed Vehicles]

Ordinance amending Administrative Code, authorizing the Department of Parking and Traffic to pay reimbursement for towing and storage of vehicles; authorizing a person designated by the Chief of Police and the Director of the Department of Parking and Traffic to pay reimbursements not to exceed the amount authorized by payment of claims in Section 10.21 of the Administrative Code; and creating cash revolving funds for payment of towing and storage reimbursements. (Police Commission)

File 97-91-48, Ordinance No. 56-92

(Amends Sections 10C.1, 10C.4, 10C.5, 10C.6, 10C.7, 10C.8, 10C.12.; Adds Sections 10.151-1 and 10.169-2.)

Finally passed.

[Western System Power Pool Agreement]

Ordinance authorizing execution of the Western Systems Power Pool Agreement for short term economy energy transaction; waiving requirement of Section 12I.5(b) of the Administrative Code that every contract shall contain a statement urging companies not to use Tropical Hardwood products; and waiving requirement of Section 12F.5 of the Administrative Code that every contract shall contain a statement encouraging companies doing business in Northern Ireland to abide by the MacBride Principles. (Public Utilities Commission.)

File 172-92-2, Ordinance No. 54-92

Finally passed.

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Passed for Second Reading

[Government Funding]

Ordinance appropriating \$146,310, Superior Court, for rental of property and services of other departments-Real Estate service, for fiscal year 1991-92. (Controller)

File 101-91-46, Ordinance No.

Passed for second reading.

Adopted

[Acceptance of Gift]

Resolution accepting a gift to the Public Library of publications (books, journals and tapes) from Jossey-Bass, Inc. Publishers, valued in excess of \$100,000. (Public Library)

File 38-92-4, Resolution No. 131-92

Adopted.

[Acceptance of Gift]

Resolution accepting a gift to the Public Library of \$10,000 from the San Francisco Citizens' Inaugural Committee for Mayor-Elect Frank Jordan to assist with books and programs for children's literacy. (Public Library)

File 38-92-5 Resolution No. 132-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of William E. Henry against the City and County by payment of \$17,500. (City Attorney)

File 45-92-1, Ordinance No.

(Superior Court No. 921-474.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Lucy Leong in the amount of \$10,000. (Supervisor Hallinan)

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File 48-92-1, Resolution No. 141-92

Adopted.

The foregoing items on the Consent Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Adopted

[Zoning Appeal Findings]

Motion adopting findings related to the appeal of the City Planning Commission's approval of Conditional Use Application No. 90.037EC, authorizing a planned unit development at 1301 San Jose Avenue, the Board of Supervisors having disapproved the decision of the City Planning Commission and approving the use application upon certain conditions, the approval permitting the construction of new dwelling units after the demolition of the existing Ray Oil Burner Factory Building; adopting findings pursuant to City Planning Code Section 101.1.

File 37-91-9.4

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$86,169, Mayor's Office, for other contractual services, for fiscal year 1991-92; providing for ratification of action previously taken. (Controller)

File 101-91-41, Ordinance No.

Passed for second reading by the following vote:

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Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 10.

Noes: Supervisor Migden - 1.

Finally Passed

[Transfer of Sick Leave and Vacation Benefits]
Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by suspending, for employees retiring pursuant to Charter Section 8.517-2, the requirements that donors be allowed to transfer only once per pay period per recipient and the maximum numbers of hours that can be transferred in any pay period or year. (Supervisors Shelley, Achtenberg)

File 97-92-2, Ordinance No. 49-92

(Amends Section 16.9-29(e).)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Transfer of Sick Leave and Vacation Benefits]
Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by suspending, for employees retiring pursuant to Charter Section 8.517-2, the requirements that donors retain a minimum of 64 hours of sick leave and the maximum numbers that can be transferred in a pay period or year. (Supervisors Achtenberg, Shelley)

File 97-92-3, Ordinance No. 50-92

(Amends Section 16.9-29(e).)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

(The transactions and activities provided for in the following three proposed ordinances below are within the scope of the Mission Bay Project and the Mission Bay Final Environmental Impact Report (FEIR) adequately analyzes those transactions and activities for the purposes of the California Environmental Quality Act ("CEQA", Public Resources Code Section 21000, et seq.) The Mission Bay FEIR is a program EIR within the meaning of Section 15168 of the State CEQA Guidelines.)

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Finally Passed

[Mission Bay City Land Transfer Agreement]
Ordinance authorizing transfer of City-owned real property and acquisition of certain real property pursuant to the Mission Bay City Land Transfer Agreement. (Supervisor Gonzalez)

File 255-91-3, Ordinance No. 53-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Mission Bay Port Land Transfer Agreement]
Ordinance authorizing transfer of City-owned real property and acquisition of certain real property pursuant to the Mission Bay Port Land Transfer Agreement. (Supervisor Gonzalez)

File 255-91-2, Ordinance No. 52-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Mission Bay Port Agreement]
Ordinance authorizing the licensing of and the granting of options to license City-owned real property pursuant to the Mission Bay Port Agreement to license and to option. (Supervisor Gonzalez)

File 255-91-1, Ordinance No. 51-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendations of Administration and Oversight Committee

Ordered Submitted

[Ballot Measure]
Charter amendment (First Draft) amending Section 3.551 relating to the appointment and removal of civil service exempt executives of the Recreation and Park Department. (Supervisor Hallinan)

File 257-91-1

Ordered submitted by the following vote:

Monday, February 10, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Ballot Measure]

Charter amendment (First Draft) amending Section 7.100 relating to maintenance of inventories of materials, supplies, and equipment. (Supervisor Gonzalez)

File 266-91-1

Ordered submitted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Ballot Measure]

Charter amendment (First Draft) amending Sections 3.510 and 4.103 relating to transferring functions and personnel of the County Clerk to the Department of Governmental Services, City and County of San Francisco. (Supervisor Kennedy)

File 273-91-1

Ordered submitted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Consideration Continued

[Ballot Measure]

Ordinance providing for the regulation of taxicabs and other motor vehicles for hire, adopted by the voters on June 6, 1978, by amending Section 2 thereof to waive the requirement that the permittee drive the taxicab or motor vehicle for hire at least 75 percent of the business days during the calendar year, said waiver to occur where the permittee is unable to drive due to serious and incapacitating illness or injury or has driven a taxicab in the City and County of San Francisco for at least twenty five years. (Supervisor Hallinan)

File 274-91-1

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to February 18, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

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From Administration and Oversight Committee
"Without Recommendation"

Consideration Continued

[Ballot Measure]

Charter amendment (Third Draft) adding Section 6.209 relating to establishing the funding level requiring a set percentage of the general fund to be devoted to the protection and maintenance of the City's infrastructure. (Supervisor Gonzalez)

File 265-91-1

Supervisor Gonzalez, seconded by Supervisor Maher, moved to continue consideration to February 18, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Special Election]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco on Tuesday, June 2, 1992, for the purpose of submitting to the voters of the City and County of San Francisco propositions to incur the following bonded debts of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements, to wit: \$26,700,000 for improvements to the Civic Center Plaza and Fulton Street Mall; \$21,220,000 to improve the heating system within the Civic Center area; \$24,000,000 for the enlargement of the existing Civic Center Parking Garage or construction of a parking garage adjacent thereto; \$76,300,000 for construction or reconstruction of improvements to Golden Gate Park; and that the estimated cost of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the Special Election with the General Election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Supervisor Gonzalez)

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File 60-92-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted

[Agreements]

Resolution designating Langley Porter Psychiatric Institute, San Francisco General Hospital, St. Mary's Hospital and Medical Center, California Pacific Medical Center, St. Francis Memorial Hospital, Mt. Zion Hospital and Medical Center, Community Crisis Clinic, and St. Luke's Hospital as 72-Hour Evaluation and 14-Day Intensive Treatment Facilities pursuant to Welfare and Institutions Code 5150 and 5250, and authorizing the Director of Mental Health to enter into agreements with said facilities: providing for ratification of action previously taken. (Department of Public Health)

File 172-91-21, Resolution No. 138-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Airport Administration]

Resolution approving a declaration of emergency, Termination Replacement, Station M - San Francisco International Airports - \$38,946.28. (Airports Commission)

File 28-92-1, Resolution No. 122-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Airport Administration]

Resolution approving a declaration of emergency, Electrical Power Cable Failure, Cable 12BATR-1 San Francisco International Airports - \$1,050,000. (Airports Commission)

File 28-92-2, Resolution No. 121-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Monday, February 10, 1992

[Federal Grant - Substance Abuse Prevention]

Resolution amending Resolution No. 931-91, authorizing the Mayor to accept and expend an additional \$700,000 for the "Community Partnership Program" by authorizing the Mayor to accept and expend, retroactive to January 1, 1992, an additional \$524,997, for a total of \$1,224,997, with \$28,809 to be provided for indirect costs, placing reserve on \$160,000. (Supervisor Shelley)

File 68-92-1, Resolution No. 134-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Health Service System Contributions]

Resolution establishing the contribution to be made to the Health Service System by the City and County, Unified School District and Community College District for fiscal year 1992-93. (Health Service System)

File 78-92-1, Resolution No. 135-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Consideration Continued

[General Fund Deficit Reductions]

Resolution agreeing that the Board of Supervisors will take action, if and where necessary, to make certain funds available to relieve the general fund deficit for fiscal year 1991-92. (Supervisor Gonzalez)

File 97-92-7, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved to continue consideration to February 18, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted

[Grant - State Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds retroactively available from the California State Library for a Resource Enhancement Program, which includes indirect costs in the amount of \$1,217 or 5 percent of total grant. (Public Library)

Monday, February 10, 1992

File 147-92-1, Resolution No. 137-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendations of City Services Committee

Passed for Second Reading

[Commission on the Status of Women]
Ordinance amending Administrative Code, pertaining to the Commission on the Status of Women, by enlarging the Commission's powers as set forth in Section 33.4 and increasing cooperation with the Commission required of other City and County entities as set forth in Section 33.10. (Supervisors Achtenberg, Alioto, Ward, Shelley, Migden, Gonzalez, Hallinan, Britt, Kennedy, Maher, Hsieh)

File 264-91-2.1, Ordinance No.

(Amends Article 33.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Kennedy - 1.

Consideration Continued

[Commission on the Status of Women Funding]
Resolution urging the Mayor to urge the Commission on the Status of Women to submit a supplemental appropriation in the amount of \$45,139 for the purpose of funding a new position with the Commission on the Status of Women to monitor employment discrimination claims filed by female City employees. (Supervisors Achtenberg, Alioto, Ward, Shelley, Migden, Gonzalez, Hallinan, Britt, Kennedy, Maher)

File 264-91-2.2, Resolution No.

Supervisor Achtenberg, seconded by Supervisor Migden, moved to continue consideration to February 18, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Kennedy - 1.

Monday, February 10, 1992

[Commission on the Status of Women]

Resolution urging the Mayor to urge the Commission on the Status of Women to submit a supplemental appropriation in the amount of \$74,952 for the purpose of funding community-based direct services to alleviate sexual harassment throughout the City; companion measure to Files 264-91-2.1, 264-91-2.2. (Supervisors Achtenberg, Alioto, Ward, Shelley, Migden, Gonzalez, Hallinan, Britt, Kennedy, Maher)

File 264-91-2.3, Resolution No.

Supervisor Achtenberg, seconded by Supervisor Migden, moved to continue consideration to February 18, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Kennedy - 1.

Adopted

[Tuberculosis Prevention Reports]

Resolution requesting the Health Commission and Social Services Commission to present to the Board of Supervisors by March 2, 1992, written reports containing findings regarding their current policies to insure that tuberculosis is not spreading in the City's Health care and Social Services facilities, whether measures have been implemented to prevent the introduction of TB Germs, and what precautions are being used in areas where the greatest risk of exposure exists and where the most vulnerable residents are likely to be exposed, along with a survey of the present policies to control and prevent the spread of TB in non-City health facilities in San Francisco, and to what extent these non-City facilities are implementing preventative measures. (Supervisors Alioto, Migden, Shelley, Achtenberg)

File 30-92-1, Resolution No. 127-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Tuberculosis Prevention in Health Facilities]

Resolution urging the Mayor to urge the Health Commission and the Social Services Commission to insure that tuberculosis is not spreading in Health care and Social Services facilities by the use of ultraviolet lights in the most effective manner and high-efficiency air filters, further urging that the Health Commission prepare and implement a program to educate private health facilities on the tuberculosis health issue and to assist private

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health facilities in responding to this issue, and requesting written reports by March 2, 1992, on efforts taken by the Health Commission and the Social Services Commission in response to this resolution. (Supervisors Alioto, Migden, Shelley, Achtenberg)

File 30-92-1.1, Resolution No. 128-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Tuberculosis Prevention Physician Notice]

Resolution urging the Mayor to urge the Health Commission to implement a program to notify all physicians in San Francisco of the need to prevent the spread of tuberculosis in health care facilities, and to initiate measures to prevent the introduction of TB germs in areas where the greatest risk of exposure exists and where the most vulnerable residents are likely to be exposed, and that the Health Commission report to the Board by March 2, 1992, on its efforts in response to this resolution. (Supervisors Alioto, Migden, Shelley, Achtenberg)

File 30-92-1.2, Resolution No. 129-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[State and Federal Tuberculosis Issues Lobbying]

Resolution urging the Mayor to direct the City's Sacramento and Washington, D.C., lobbyists to work with the City's delegations to the State Legislature and Congress in taking all necessary actions, including health care programs and financing, to address the issues raised by the increase in the incidence of tuberculosis infection in San Francisco and throughout the United States, and directing the City's lobbyists to submit written reports to the Board of Supervisors by April 1, 1992, summarizing all actions that have been taken as a result of the resolution; companion measure to Files 30-92-1, 30-92-1.1, 30-92-1.2. (Supervisors Alioto, Migden, Shelley, Achtenberg)

File 30-92-1.3, Resolution No. 130-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

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[San Francisco Fair]

Resolution naming the San Francisco Fair an official event of the City and County of San Francisco; requesting an annual report from the Fair; urging the Governor to appoint Directors to the Fair who represent the City's diversity. (Supervisors Hallinan, Alioto)

File 197-92-1, Resolution No. 139-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Appeal Hearing]

Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) denying the application of Pablo Heising, Jr. for the temporary closing of portions of various streets on Sunday June 7, 1992, for the 15th Annual Haight Ashbury Street Fair.

File 42-92-1

The privilege of the floor was granted to the following persons:

Pablo Heising, Jr.;
Representative, Haight Ashbury Street Fair;
President, Cole Valley Association.

The President thereupon declared the public hearing closed.

From the Clerk

Adopted as Amended

[Street Closing]

Resolution authorizing temporary closing of portions of Haight and Belvedere Streets subject to certain conditions imposed by the Board of Supervisors; and providing for insurance.

File 42-92-1, Resolution No. 133-92

(Haight Street, between Masonic Avenue and Stanyan Street; and Belvedere Street 100 feet south of Haight Street, on Sunday, June 7, 1992, between 6:00 a.m. and 8:00 p.m.)

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to amend the title, after "streets" by inserting "subject to certain conditions imposed by the Board of Supervisors"; amend page one, line 20 after "conducted" by deleting "a"; amend page one, line 21

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after "January 27, 1992" by inserting "and February 10, 1992" and further amended on page 2, line 13, by adding "FURTHER RESOLVED, That the Board of Supervisors authorizes this street closing for the Haight Ashbury Street Fair subject to the following conditions being met by the applicants:

1. Applicant shall provide an adequate security force at all times and shall continue to provide 50-53 professionally experienced security guards for the stages. Applicant shall provide 18 intersection monitors and provide 20 pairs of monitors whose job will be to spot any problems, concerns or situations which must be addressed to the Haight Ashbury Street Fair or the police.
2. Applicant shall provide larger dumpsters for general, non-recyclable garbage. Applicant shall continue to encourage to recycle items whenever possible, and shall monitor food vendors so that they also comply with applicant's efforts to maintain a cleaner fair.
3. Applicant shall provide a screening process to insure that handcrafted items are authentic. Any vendor misrepresenting merchandise will be excluded from future Haight Ashbury Street Fairs.
4. Applicant shall allow local merchants a discount on booth spaces located in front of their businesses. The discount will also be applicable to community residents.
5. Applicant shall make periodic anti-substance abuse announcements from each stage.
6. Applicant shall continue to promote and conduct pre-fair community meetings which the applicant has done for the past 14 years, and shall promote and conduct post-fair community meetings which will enable the applicant to hear how the community feels about the fair. Applicant shall also delegate a board member of the Haight Ashbury Street Fair to serve as a community liaison whose duties will include to serve as a contact person for the community-at-large.
7. Applicant shall enact a new line-up of music styles which will begin with acoustic music and community presentations, followed with rock music and ending with jazz and blues music.
8. Applicant agrees to host only two stages for this year's fair. The Belvedere stage will be eliminated. In its place, will move more food booths into this area. This should alleviate the bottlenecking of crowd traffic at this intersection and contribute to a more accessible fair.
9. Applicant shall post the line-up of each stage so that fairgoers can plan their activities in advance.
10. Applicant shall reduce the number of food vendors at this year's fair, especially open air barbecue operations. Strict health codes will be enforced and applicant shall provide the Department of Public Health access to applicant's security in order to cite and remove any non-licensed food vendors and any participating food vendor that is violating the health codes.
11. Applicant shall provide 24 portable toilets. Applicant agrees to monitor the usage and servicing of the facilities and to do everything possible to remove the portable toilets from the Fair area and neighborhood as quickly as possible."

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Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen;
Charles Heag.

There being no one else present wishing to speak the President declared the public comment portion of the meeting closed.

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Adopted

[Yosemite National Park]

Resolution urging the National Park Service to implement the preservation components of the 1980 General Master Plan and to consider preservation plans when entering into a new concessions services agreement. (Supervisor Shelley)

File 13-92-1, Resolution No. 126-92

Adopted.

[Department of Social Services - Condoms]

Resolution urging the Mayor to coordinate efforts of the Departments of Social Services and Public Health to assure distribution of condoms to clients of the Department of Social Services. (Supervisors Migden, Shelley, Achtenberg)

File 107-92-1, Resolution No. 136-92

Adopted.

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[New Condominium Project]

Motion approving final map of 195 20th Avenue, a condominium, being a resubdivision of Lot 16, in Assessor's Block 1380; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-4

Adopted.

The foregoing items on the For Adoption Without Reference to Committee Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Britt, Hsieh, Maher, Ward - 4.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-6, Resolution No. 101-92

(Angela Alioto, member, Board of Supervisors, February 13 - 19; Willie B. Kennedy, member, Board of Supervisors, February 12 - 17; Carole Migden, member, Board of Supervisors, February 7 - 9; Lt. Willis Casey, Chief of Police, April 5 - 10, June 21 - 26, August 30 - September 4; Rand Castile, Director, Asian Art Museum, January 31 - February 2, February 5 - 9; Sharon B. Duvall, member, Airports Commission, February 10 - 13, March 6 - 8; Caryl Ito, member, Commission on the Status of Women, February 7 - 16; Margel Kaufman, member, Health Commission, February 16 - 21; Patrick Murphy, President, Airports Commission, January 23 and January 28 - 31; Harry S. Parker, III, Director, Fine Arts Museums, January 31 - February 2, February 5 - 9, February 13 - 15, Eddie Powell, member, Film and Video Arts Commission, February 8 - 15; Barbara Sklar, President, ~~Arts~~ Commission, January 15 - February 2, February 10 - March 15, 1992.)

Adopted.

Art

[Street Closing]

Resolution authorizing temporary closing of portion of Pacific Avenue and Stockton Street, for the Chinese New Year's Community Street Fair. (Supervisors Gonzalez, Ward, Shelley, Achtenberg)

File 42-92-6, Resolution No. 103-92

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(Pacific Avenue, between Columbus Avenue and Stockton Street;
Grant Avenue, between Jackson and Broadway Streets, Saturday and
Sunday, February 15 and 16, 1992, from 10:00 a.m. to 5:00 p.m.)

Adopted.

(The Immediate Adoption Calendar includes the following
resolutions submitted after preparation of the calendar.)

[State Sexual Harassment Legislation]
Resolution supporting AB 2264 and AB 2265 two proposed State
Legislative measures relating to sexual harassment.

File 12-92-5, Resolution No. 102-92

Supervisor Alioto presented for immediate adoption.

Adopted.

[Historic Weapons Transfer]
Resolution authorizing the Chief of the Police Department to
transfer firearms of historic value to the National Guard Museum.

File 207-92-3, Resolution No. 104-92

Supervisor Ward presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were
adopted by the following vote: .

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan,
Kennedy, Migden, Shelley - 7.

Absent: Supervisors Britt, Hsieh, Maher, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Fortified Wine Tax]
Resolution urging the State to approve legislation that would either
impose Statewide tax increases on merchants who sell fortified wine,
or in the alternative, allow local agencies and municipalities to
impose additional taxes on those merchants; urging the Mayor to

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direct the City's lobbyist to work with the San Francisco legislative delegation in Sacramento to take all actions necessary and appropriate to carry out the intent of this resolution. (Supervisor Gonzalez presented.) Referred to Administration and Oversight Committee.

File 12-92-6

[Parental Choice/Scholarship Initiative]
Draft resolution opposing the "Parental Choice/Scholarship" Initiative. (Supervisors Ward, Hallinan, Kennedy, Achtenberg, Gonzalez, Alioto, Migden.) Referred to Administration and Oversight Committee.

File 12-92-7

Requests for Hearings:

File 30-92-3 By Supervisor Gonzalez: To consider the lack of an effective City occupational safety and health program or policy and the lack of an effective workers' compensation claims management system. Referred to City Services Committee.

File 194-92-1 By Supervisor Hallinan: To consider legislation to enable the City Attorney to use the vacant Legislative Policy Analyst room 253 in City Hall while work is being done on childcare facility. Referred to Economic and Social Policy Committee.

File 207-92-4 By Supervisor Alioto: To consider the continuing harassment of employees at 150 Golden Gate Avenue, Syuufy Enterprises by street people and homeless people with a request that a representative from the Police Department be present at the hearing to report on efforts to curb this chronic problem. Referred to Economic and Social Policy Committee.

File 207-92-5 By Supervisors Kennedy, Gonzalez: To consider an incident that occurred on Tuesday, February 4, 1992 at approximately 4:30 p.m. at the corner of Silver and San Bruno Avenues involving Sala Burton High School students and McAteer High School students with a request that a representative of the Potrero Police Station be present at the hearing. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Referred to Committee

File 45-91-67.1. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Lillian Johnson against the City and County of San Francisco by payment of \$700.00; companion measure to File 45-91-67. (City Attorney) Administration and Oversight.

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File 102-91-15. [Public Employment] Ordinance amending Annual Salary Ordinance, 1991-92, Department of Public Health, Mental Health and Substance Abuse Divisions, reflecting the addition of nine positions (Classifications 1823 Senior Administrative Analyst (2), 2281 Physician Assistant (1), 2305 Psychiatric Technician (2) and 2587 Health Worker III (4). (Civil Service Commission) Finance.

File 45-92-4. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Alie Beth Zandstra against the City and County of San Francisco by payment of \$6,107.83. (City Attorney) Administration and Oversight.

File 45-92-5. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Anita Solorzano against the City and County of San Francisco by payment of \$9,500. (City Attorney) Administration and Oversight.

File 52-92-2. [Underground District] Ordinance creating an Underground District on Eighth Avenue in the Sunset District. (Department of Public Works) City Services.

File 65-92-1. [Lease of Psychiatric Research Space] Ordinance authorizing and approving lease of a portion of the First Floor of Building 20 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department) Finance.

File 65-92-2. [Lease of Property] Ordinance authorizing and approving sublease of City-owned property at 25 Van Ness Avenue, portion of Lower Level (Lot 4, Block 834) to the New Conservatory Children's Theatre Company and School, a non-profit corporation. (Real Estate Department) Finance.

File 65-92-3. [Lease Amendment Agreement] Ordinance amending the lease of portions of the Basement and First Floor of Building 20 at San Francisco General Hospital with the Regents of the University of California. (Real Estate Department) Finance.

File 114-92-1.1. [Building Code] Ordinance amending the Building Code by amending Sections 104(b), 202(h), 204(h), 204(i), 209, 301(b), 301(c), 302(d), 303(a), 303(m), 306(a), 307(d), 319(a), 405(n), 502, 503(a), 505(e), 510(b), Table No. 6.1, 705, 1001, 1102(d), 1201, 1204, 1205(a), 1205(c), 1210(a), 1214, 1214.1, 1704(b), 2004(c), 2303(a), 2313(c), 2516(c), 2516(g), 3001(a), 3005(a), 3006(a), 3303(a), 3303(c), 3304(i), 3306(b), 3306(m), 3306(o), 3306(t), 3325(i), 3325(l), 3801(d), 4306(a), 4306(n), 4706(c), 5101, 6003, 7201 and 7203(c), by adding Sections 104(i), 204(j), 216 and 504(e) and by deleting Sections 328, 1215 and 1233; companion measure to File 114-92-1. (Department of Public Works) Economic and Social Policy.

File 125-92-1.1. [Housing Code Amendments] Ordinance amending the Housing Code, by amending Sections 206, 504, 505 and 1217; companion measure to File 125-92-1. (Department of Public Works) Economic and Social Policy.

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Referred to Committee

File 62-91-4.1. [Award of Cafeteria Lease] Resolution confirming award of a five-year lease to Raphael Chan-Sew and Thoi Nguyen, partners to operate the Hall of Justice Cafeteria; companion measure to File 62-91-4. (Real Estate Department) Finance.

File 31-92-1. [Employee Replacement] Resolution approving immediate filling of vacated position of Classification 4269 Chief Property Appraiser, Assessor's Office; as of February 1, 1992. RO #91154. (Assessor's Office) Finance.

File 114-92-1. [Building Code] Resolution endorsing those changes and providing findings as to the local conditions requiring changes of the State Building Code for buildings, as required by California Health and Safety Code; companion measure to File 114-92-1.1. (Department of Public Works) Economic and Social Policy.

File 125-92-1. [Housing Code] Resolution endorsing those changes and providing findings as to the local conditions requiring changes of the State Housing Code for buildings, as required by California Health and Safety Code; companion measure to File 125-92-1.1. (Department of Public Works) Economic and Social Policy.

File 146-92-7. [Grant - State Funds] Resolution authorizing the Department of Public Health, EMS Agency, to apply for a grant of \$45,700, which includes indirect costs in the amount of \$3,200 based on twenty percent of salaries from State Emergency Medical Services Authority, for development of a registry of emergency pediatric patients. (Department of Public Health) Finance.

File 146-92-8. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, Tom Waddell Clinic, to accept and expend a grant of \$89,367, from the San Francisco Community Clinic Consortium as prime grantee of the Health Resources and Services Administration, for HIV early intervention services; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health) Finance.

File 146-92-9. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, Epidemiology and Disease Control, to apply for, accept and expend a grant of \$602,568, which includes indirect costs in the amount of \$45,333 based on twenty percent of salaries from the Centers for Disease Control, for the operation of the San Francisco Sexually Disease Prevention and Training Center; providing for ratification of action previously taken. (Department of Public Health) Finance.

File 146-92-10. [Grant - State Funds] Resolution authorizing the Department of Public Health, Community Public Health Programs, to apply for a grant of \$1,128,256, from the California Department of Health Services for breast and cervical cancer screening services to the residents of San Francisco; waiving indirect costs and providing for ratification of action already taken. (Department of Public Health) Finance.

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File 187-92-1. [Trial Court Funding] Resolution electing to become subject to the provisions of the State Trial Court Funding Program for the period of July 1, 1992, through June 30, 1993.
(Controller) Finance.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that the City Attorney prepare legislation mandating gender parity on all Commissions of the City and County of San Francisco.

By Supervisor Alioto, that letters be sent to the Director, Department of Social Services and Executive Administrator, San Francisco General Hospital inquiring as to their policy for referring people to "Hotline Hotels" like the Jefferson and what safeguards exist to insure accessibility in those hotels.

By Supervisor Alioto, that a letter be sent to the Chief of Police requesting that a representative from his department be present at a hearing to be held by the Economic and Social Policy Committee to consider the continuing harassment of employees at 150 Golden Gate Avenue, Syuufy Enterprises by street people and homeless people.

By Supervisor Britt, that a letter be sent to General Manager, Civil Service Commission requesting that future reports submitted to the Board of Supervisors be prepared on duplexed copies.

By Supervisor Hallinan, that the City Attorney prepare a motion to enable the City Attorney to use the vacant Legislative Policy Analyst Room 253, City Hall while work is being done on childcare facility.

By Supervisor Kennedy, that a letter be sent to the Chief of Police requesting that a representative from Potrero Police Station be present at a hearing to be held by the Economic and Social Policy Committee to consider an incident that occurred on Tuesday, February 4, 1992 at approximately 4:30 p.m. at the corner of Silver and San Bruno Avenues involving Sala Burton High School students and McAteer High School students.

By Supervisor Ward, that a letter be sent to Director, Department of Parking and Traffic inquiring into the feasibility of installing a stop sign at the intersection of Fillmore and O'Farrell Streets.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Alex Haley (Entire Board)

Louis Edward "Bud" Castner (Supervisors Ward, Kennedy, Maher, Hsieh)

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Carrie Lowe (Supervisor Kennedy)
Irene Murray (Supervisor Kennedy)
Amos Jones (Supervisor Kennedy)
Dr. Joseph Kroesen (Supervisor Ward)
Elli Kroesen (Supervisor Ward)
Donald C. Waller (Supervisor Maher)
E. Robert Scrofani (Supervisors Migden, Maher, Britt)

File 2-92-6

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:07 p.m. adjourned.

John L. Taylor, Clerk

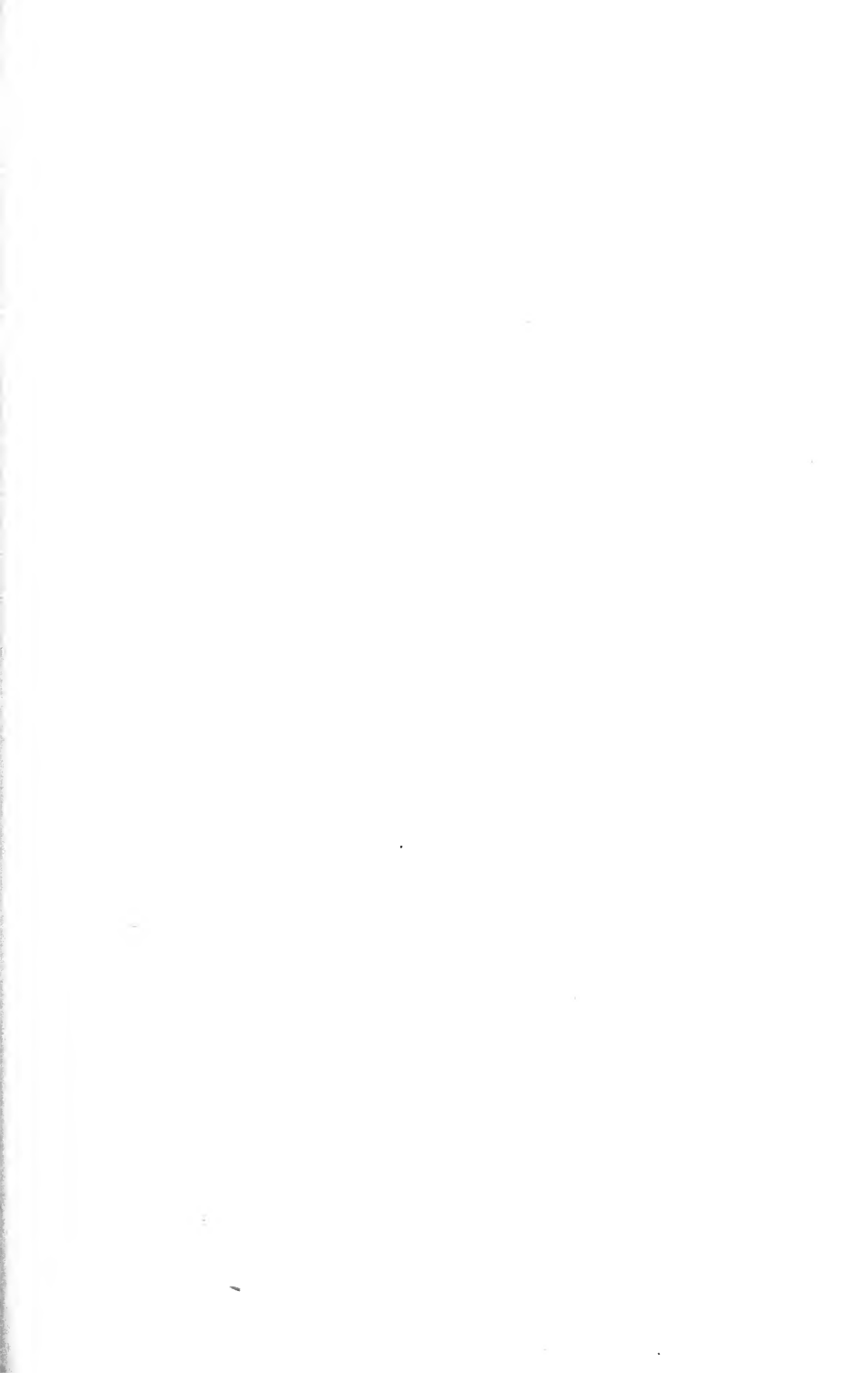
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Approved by the Board of Supervisors on December 7, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







2/18/92 C.2

Vol. 87

No. 7

DOCUMENTS DEPT.

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Tuesday, February 18, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, February 18, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez - 2.

Quorum present.

Supervisor Alioto previously excused, on official leave of absence.

Supervisor Gonzalez was noted present at 2:21 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journals of Proceedings for Mondays, May 13 and 20, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measures be severed from the Consent Calendar and considered separately.

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Recommendations of Finance Committee

Adopted

[Acceptance of Gift]

Resolution accepting a gift to the Public Library of up to \$1,500,000 from the Library Foundation of San Francisco for lease/purchase of library automation system. (Public Library)

File 38-91-22, Resolution No. 147-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Maher - 2.

[Shelter Plus Care Funds]

Resolution authorizing the Mayor to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed three million seven hundred thousand dollars for the Shelter Plus Care Program authorized under Section 837 of the National Affordable Housing Act of 1990, Public Law Number 101-625; there will be no direct or indirect costs associated with the acceptance of these grant funds. (Mayor)

File 68-92-3, Resolution No. 150-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for a continuation grant not to exceed \$15,000,000 from the Health Resources and Services Administration to continue funding the Ryan White Comprehensive AIDS Resources Emergency (Care-Title I Supplemental) Disaster Relief Grant; waiving indirect costs. (Department of Public Health)

File 146-92-1, Resolution No. 162-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

Tuesday, February 18, 1992

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$146,310, Superior Court, for rental of property and services of other departments-Real Estate service, for fiscal year 1991-92. (Controller)

File 101-91-46, Ordinance No. 63-92

Finally passed.

Adopted

[Assignment of Lease of Real Property]

Resolution authorizing assignment of lease of real property at 1390 Market Street, Suite 1010 for the City Attorney's Office. (Real Estate Department)

File 64-92-1, Resolution No. 149-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, EMS Agency, to apply for a grant of \$45,700 which includes indirect costs in the amount of \$3,200, based on twenty percent of salaries from State Emergency Medical Services Authority, for development of a registry of emergency pediatric patients. (Department of Public Health)

File 146-92-7, Resolution No. 167-92

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of William E. Henry against the City and County by payment of \$17,500. (City Attorney)

File 45-92-1, Ordinance No. 61-92

Tuesday, February 18, 1992

(Superior Court No. 921-474.)

Finally passed.

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Thomas L. Yip, et al, against the City and County by payment of \$150,000. (City Attorney)

File 45-92-2, Ordinance No..

(Superior Court No. 924 406.)

Passed for second reading.

[Settlement of Litigation by Grant of Easement]

Ordinance authorizing settlement of Mojave Pipeline Company and Kern River Gas Transmission Company v. City and County by sale of a 50' wide by 3,405' long natural gas pipeline easement over City-owned property in Kern County. (Real Estate Department)

File 45-92-3, Ordinance No.

(Kern County, Superior Court No. 215 680.)

Passed for second reading.

Adopted

[Settlement of Claims]

Resolution authorizing settlement of claims against the City and County regarding the War Memorial's Herbst Theatre Box Office by payment of \$103,774, upon certain conditions. (City Attorney)

File 48-92-2, Resolution No. 148-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of classifications 1234 Director of training, 2536 Respiratory Care Practitioner, and 5179 Assistant Superintendent, Building Inspection in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-1, Resolution No. 151-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of classification 7123 Machine Shop and Parking Meter Superintendent, Meter Division in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-3, Resolution No. 153-92

Adopted.

Recommendation of Economic and Social Policy Committee

Adopted

[Traffic Regulations]

Resolution enacting traffic regulations on Winthrop Street. (Department of Parking and Traffic)

File 20-91-22.1, Resolution No. 146-92

(Tow Away No Parking Anytime Establish

Winthrop Street, west side, from Chestnut Street to a point approximately 180 feet southerly.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$86,169, Mayor's Office, for other contractual services, for fiscal year 1991-92; providing for ratification of action previously taken. (Controller)

File 101-91-41, Ordinance No. 62-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 9.

Noes: Supervisor Migden - 1.

Absent: Supervisor Alioto - 1.

[Special Election]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco on Tuesday, June 2, 1992, for the purpose of submitting to the voters of the City and County of San Francisco propositions to incur the following bonded debts of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements, to wit: \$26,700,000 for improvements to the Civic Center Plaza and Fulton Street Mall; \$21,220,000 to improve the heating system within the Civic Center area; \$24,000,000 for the enlargement of the existing Civic Center Parking Garage or construction of a parking garage adjacent thereto; \$76,300,000 for construction or reconstruction of improvements to Golden Gate Park; and that the estimated cost of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the Special Election with the General Election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Supervisor Gonzalez)

File 60-92-1, Ordinance No. 48-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

Adopted

[General Fund Deficit Reductions]

Resolution agreeing that the Board of Supervisors will take action, if and where necessary, to make certain funds available to relieve the general fund deficit for fiscal year 1991-92. (Supervisor Gonzalez)

File 97-92-7, Resolution No. 161-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Tuesday, February 18, 1992

Recommendation of Administration and Oversight Committee

Refused Submission

[Ballot Measure]

Ordinance providing for the regulation of taxicabs and other motor vehicles for hire, adopted by the voters on June 6, 1978, by amending Section 2 thereof to waive the requirement that the permittee drive the taxicab or motor vehicle for hire at least 75 percent of the business days during the calendar year, said waiver to occur where the permittee is unable to drive due to serious and incapacitating illness or injury or has driven a taxicab in the City and County of San Francisco for at least twenty five years. (Supervisor Hallinan)

File 274-91-1

Refused submission by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Kennedy, Ward - 4.

Noes: Supervisors Achtenberg, Britt, Hsieh, Maher, Migden, Shelley - 6.

Absent: Supervisor Alioto - 1.

From Administration and Oversight Committee
"Without Recommendation"

Ordered Submitted

[Ballot Measure]

Charter amendment (Third Draft) adding Section 6.209 relating to establishing the funding level requiring a set percentage of the general fund to be devoted to the protection and maintenance of the City's infrastructure. (Supervisor Gonzalez)

File 265-91-1

Ordered submitted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley - 6.

Noes: Supervisors Achtenberg, Britt, Migden, Ward - 4.

Absent: Supervisor Alioto - 1.

Recommendations of City Services Committee

Finally Passed

Tuesday, February 18, 1992

[Commission on the Status of Women]

Ordinance amending Administrative Code, pertaining to the Commission on the Status of Women, by enlarging the Commission's powers as set forth in Section 33.4 and increasing cooperation with the Commission required of other City and County entities as set forth in Section 33.10. (Supervisors Achtenberg, Alioto, Ward, Shelley, Migden, Gonzalez, Hallinan, Britt, Kennedy, Maher, Hsieh)

File 264-91-2.1, Ordinance No. 64-92

(Amends Article 33.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

Adopted

[Commission on the Status of Women Funding]

Resolution urging the Mayor to urge the Commission on the Status of Women to submit a supplemental appropriation in the amount of \$45,139 for the purpose of funding a new position with the Commission on the Status of Women to monitor employment discrimination claims filed by female City employees. (Supervisor Achtenberg, Alioto, Ward, Shelley, Migden, Gonzalez, Hallinan, Britt, Kennedy, Maher)

File 264-91-2.2, Resolution No. 169-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

[Commission on the Status of Women]

Resolution urging the Mayor to urge the Commission on the Status of Women to submit a supplemental appropriation in the amount of \$74,952 for the purpose of funding community-based direct services to alleviate sexual harassment throughout the City; companion measure to Files 264-91-2.1, 264-91-2.2. (Supervisor Achtenberg, Alioto, Ward, Shelley, Migden, Gonzalez, Hallinan, Britt, Kennedy, Maher)

File 264-91-2.3, Resolution No. 170-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Prevailing Wages, Leases]

Ordinance amending Administrative Code, extending prevailing wage requirements to certain construction projects on privately owned property leased by the City and County, as tenant; effective July 1, 1992. (Supervisor Hallinan)

File 97-91-43, Ordinance No.

(Adds Section 6.36-A.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

[B.B.I. Fee Schedule]

Ordinance amending Building Code, relating to the fee for Energy Reports and Certificates. (Department of Public Works)

File 114-91-11, Ordinance No.

(Amends Section 333.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Alioto - 1.

Adopted

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, to accept and expend a grant of \$600,000, which includes indirect costs in the amount of \$20,022, based on four percent of the grant's budgeted costs for personnel, office operations, travel and consulting costs, from the Robert Wood

Johnson Foundation, for outreach health services for high risk immigrant/refugee children and their families, placing reserve on \$73,639. (Department of Public Health)

File 146-92-2, Resolution No. 163-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Adopted As Amended

[Grant - State]

Resolution rescinding Resolution Nos. 453-91 and 917-91, and authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau to accept and expend a grant from the California Department of Health Service, Office of Family Planning, Contract 91-12510-A2, in the amount of \$1,206,415 for family planning services, providing for ratification of action previously taken; for a grant period of July 1, 1991 to June 30, 1994; waiving indirect costs, and granting the Director of Health authority to ((sign)) to apply for and accept any subsequent amendments up to \$1,500,000 during the contract period. (Department of Public Health)

File 146-92-3, Resolution No. 164-92

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend on page two, line six, by deleting "sign" and inserting "to apply for and accept" and amend title to read as follows:

"Resolution rescinding Resolution Nos. 453-91 and 917-91, and authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau to accept and expend a grant from the California Department of Health Service, Office of Family Planning, Contract 91-12510-A2, in the amount of \$1,206,415 for family planning services, providing for ratification of action previously taken; for a grant period of July 1, 1991 to June 30, 1994; waiving indirect costs, and granting the Director of Health authority to apply for and accept any subsequent amendments up to \$1,500,000 during the contract period."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Resolution adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Tuesday, February 18, 1992

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, Tuberculosis Control Division, to apply retroactively for a grant of \$1,262,902, which includes indirect costs in the amount of \$126,286 based on twenty percent of salaries, from the Department of Health and Human Services for the Tuberculosis Control Project. (Department of Public Health)

File 146-92-4, Resolution No. 165-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Migden - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for a grant of \$510,628, which includes indirect costs in the amount of \$35,666 based on twenty percent of salaries, from the State Department of Health Services for the Hepatitis B Immunization Demonstration Project. (Department of Public Health)

File 146-92-5, Resolution No. 166-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Migden - 3.

[Trial Court Funding]

Resolution electing to become subject to the provisions of the State Trial Court Funding Program for the period of July 1, 1992, through June 30, 1993. (Controller)

File 187-92-1, Resolution No. 123-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Recommendations of Finance and Economic and Social Policy Committees

Adopted

Tuesday, February 18, 1992

[Highway Maintenance]

Resolution approving Amendment No. 1 to the Agreement for Maintenance of State Highways in the City and County, authorizing the Mayor and the Clerk of the Board to sign Amendment No. 1 to said Agreement. (Department of Public Works)

File 172-92-1, Resolution No. 168-92

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Recommendation of Joint Finance and City Services Committee

Consideration Continued

[Prop. J - Children's Plan]

Resolution approving the Prop. J Children's Services Plan submitted by the Mayor in accordance with Charter Section 6.415, and requesting the Mayor to transmit a report of selected services providers to the Board of Supervisors by July 1, 1992, for the Board's review. (Supervisor Ward)

File 185-92-1, Resolution No.

Supervisor Ward, seconded by Supervisor Kennedy, moved to continue consideration to March 2, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Recommendations of Administration and Oversight Committee

Adopted

[Appointment]

Resolution appointing member to the Mental Health Advisory Board, for unexpired portion of term ending January 31, 1993. (Administration and Oversight Committee)

File 92-91-1.2, Resolution No. 155-92

(Ann Jennings, mental health professional, vice Keith Armstrong, resigned.)

Tuesday, February 18, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[Appointments]

Resolution appointing non-voting members to the Ballpark Advisory Committee. (Administration and Oversight Committee)

File 92-91-20, Resolution No. 158-92

(Steven B. Falk;
Jim Lazarus.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[Appointment]

Resolution appointing member to the Veterans Affairs Council, for the four-year term ending January 31, 1996. (Administration and Oversight Committee)

File 92-91-44.1, Resolution No. 159-92

(Wallace Levin, Category 3, vice himself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[State Disability Insurance]

Resolution authorizing enrollment of classifications 0647 Director, Probate and 9748 Staff Assistant VIII in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-2, Resolution No. 152-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Tuesday, February 18, 1992

[Appointment]

Resolution appointing member to the Telecommunications Policy Committee, for a two-year term ending February 1, 1994. (Administration and Oversight Committee)

File 92-92-1, Resolution No. 154-92

(John van Heusden, public interest, vice Roberto Esteves, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[Appointment]

Resolution appointing member to the Delinquency Prevention Commission, for the unexpired portion of term ending December 31, 1994. (Administration and Oversight Committee)

File 92-92-2, Resolution No. 156-92

(Sherry Dacanay Tennyson, Board, vice Jeff Corino, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[Appointment]

Resolution appointing member to the Emergency Medical Care Committee, for the three-year term ending June 30, 1994. (Administration and Oversight Committee)

File 92-92-4, Resolution No. 157-92

(Mary McGuire, consumer.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

[MOU]

Resolution ratifying wage freeze Memorandum of Understanding with Transport Workers Union Locals 250-A and 200. (Employee Relations Division)

Tuesday, February 18, 1992

File 93-92-1, Resolution No. 160-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Consideration Continued

[Budget]

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1992-1993 for the Department of the Board of Supervisors. (Clerk of the Board)

File 100-92-2

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to February 24, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Tour Bus Restriction]

Ordinance amending Police Code, regarding tour bus restrictions on 26th Avenue except that tour buses and vans of 6,000 pounds or less may operate on 26th Avenue between Geary Boulevard and California Street. (Department of Parking and Traffic)

File 121-91-6, Ordinance No.

(Adds Section 1183.20.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Gonzalez - 3.

[Advertising Vehicles]

Ordinance amending Police Code, regulating the operation of

advertising vehicles on city streets, and prohibiting the operation of advertising vehicles on city streets. (Supervisors Maher, Migden, Alioto, Kennedy)

File 121-92-1, Ordinance No.

(Repeals Sections 680 through 682.7;
Adds new Section 680.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Gonzalez - 3.

Adopted

[Bus Right-of-Way]

Resolution urging the State Legislature to amend State law to create a provision in state law that buses shall have the right-of-way for entry into traffic on city streets from curbs after their drivers have given required signals; and urging the Mayor to transmit this resolution to the State Legislative Advocate for presentation to the San Francisco Delegation with the request that all necessary action be taken to effectuate the intent of this resolution. (Supervisors Migden, Shelley)

File 7-92-1.1, Resolution No. 145-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Britt - 2.

From Economic and Social Policy Committee
With Recommendation "DO SUBMIT"

Ordered Submitted

[Declaration of Policy]

Motion submitting a Declaration of Policy to the qualified electors of the City and County of San Francisco at an election to be held therein on June 2, 1992, relating to the question of dividing the State of California into two states, North California and South California. (Supervisor Maher)

File 184-92-1

Ordered submitted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Tuesday, February 18, 1992

Absent: Supervisor Alioto - 1.

[Declaration of Policy]

Motion submitting a Declaration of Policy to the qualified electors of the City and County of San Francisco at an election to be held therein on June 2, 1992, relating to the question of the City and County of San Francisco being a part of the State of North California, in the event the State of California is divided into two states. (Supervisor Maher)

File 184-92-2

Ordered submitted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Alioto - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Ace Washington.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-7, Resolution No. 124-92

(Harry G. Britt, member, Board of Supervisors,
February 20 - March 2, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

[Street Closing]

Resolution authorizing temporary closing of a portion of Shotwell Street on Saturday, February 29, 1992 from 1:00 p.m. until 3:00 p.m. for a block party sponsored by the Friendship and Solidarity City Project, San Francisco - Las Vueltas, El Salvador.

File 42-92-7, Resolution No. 125-92

Supervisor Britt presented for immediate adoption.

Adopted.

[Appeal Superior Court Decision]

Motion urging the City Attorney to appeal the decision rendered by Superior Court Judge Lucy K. McCabe regarding the overturning of the Video Display Terminal Ordinance.

File 194-92-2

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Kennedy, Migden, Shelley, Ward - 6.

Absent: Supervisors Achtenberg, Alioto, Gonzalez, Hsieh, Maher - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Caesar Ascarrunz, et al., against the City and County of San Francisco. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee.

File 45-92-9

[Prohibition of Smoking in Taxicabs]

Ordinance amending Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) by amending Section 53 to prohibit smoking in taxicabs. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 121-92-3

Tuesday, February 18, 1992

Referred to Board

[Doyle Drive Task Force - Amend Duties]

Resolution amending Resolution No. 900-91 as amended which created a Doyle Drive Task Force charged with investigating conditions on Doyle Drive and making recommendations to the Board of Supervisors to improve the safety of the conditions on Doyle Drive, by amending the duties of the Task Force to also require as a part of its report to the Board an analysis of proposals for realignment of Doyle Drive, and their effect on access, visual quality, views, and the Presidio. (Supervisor Kennedy presented.) Referred to Board February 24, 1992, For Adoption Without Committee Reference Calendar.

File 55-91-2.4

[Wetlands Preservation]

Resolution placing the San Francisco Board of Supervisors on record in support of the Wetlands Reform Act of 1992. (Supervisors Shelley, Migden presented.) Referred to Board February 24, 1992, For Adoption Without Committee Reference Calendar.

File 13-92-2

[Budget Analyst Audit]

Motion directing the Budget Analyst to conduct an audit of Marina Yacht Harbor facilities. (Supervisor Hsieh presented.) Referred to Board February 24, 1992, For Adoption Without Committee Reference Calendar.

File 165-92-2

[Budget Analyst Review]

Motion directing the Budget Analyst to conduct an analysis of Department of Public Works Bureau of Architecture and Engineering regarding their staffing levels relative to the reductions of private sector opportunities. (Supervisor Gonzalez presented.) Referred to Board February 24, 1992, For Adoption Without Committee Reference Calendar.

File 165-92-3

Requests for Hearings:

File 32-92-1 By Supervisor Kennedy: To review the policy of Viacom regarding complaints received from residents of the Notre Dame Apartment building. Referred to Economic and Social Policy Committee.

File 195-92-2 By Supervisor Gonzalez: To consider the issue of renting jail beds for the San Francisco Sheriff's Department from Alameda County and the financial implications of this matter. Referred to Finance Committee with request it be considered at the earliest possible meeting.

Tuesday, February 18, 1992

File 205-92-1 By Supervisors Migden, Gonzalez: To consider planning for potential city deficits by creating a voluntary work reduction program, allowing city employees to take time off in exchange for salary reductions. Referred to Finance Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-8. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Alison Wright v. City and County of San Francisco, et al., United States District Court Nos. C89-3390/3724 JPV by payment of \$120,000. (City Attorney) Administration and Oversight.

File 101-91-49. [Annual Appropriation Ordinance] Ordinance amending Annual Appropriation Ordinance 1991-92 (Ordinance 261-91) by deleting portion of Section 10-1 relating to replacement of employees; adding Section 10.4 relating to early retiree positions. (Controller) Finance.

File 101-91-50. [Government Funding] Ordinance appropriating \$1,832,309, Sheriff Department, for overtime, professional and special services, other equipment rentals, subsistence - persons, training, increase revolving fund, equipment purchase (automotive vehicles) and services of other departments-Building Repair. RO #91171. (Controller) Finance.

Resolutions Referred to Committee

File 82-92-1. [Acquisition - Noise Easements] Resolution authorizing the acquisition of 200 additional noise easements in the City of South San Francisco comprising their Phase VI Program. (Real Estate Department) Finance.

File 146-92-12. [Grant - Private Funds] Resolution authorizing the Department of Public Health, AIDS Office, to apply for a grant of \$70,000, which includes indirect costs in the amount of \$7,000, based on ten percent of the total award, from the American Foundation for AIDS Research (AMFAR) to fund the Harm Reduction Strategies Among Needle Exchange Patrons Program. (Department of Public Health) Finance.

File 153-92-2. [Federal Challenge - Grant] Resolution authorizing the Department of Social Services to apply for, accept and expend a Federal Challenge Grant in an amount up to \$4,897, which will include indirect costs equal to five percent of the total grant, from the State Department of Social Services, Office of Child Abuse Prevention to provide child abuse and neglect prevention and intervention services in fiscal year 1992-93. (Department of Social Services) Finance.

Tuesday, February 18, 1992

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Britt and Achtenberg, that a letter be sent to the President, Health Service System Board, inquiring as to information pertaining to health insurance coverage for domestic partners. Currently, city employees must wait up to one year for an open enrollment period during which they can apply for coverage for their domestic partners. However, married city employees are immediately eligible to apply for coverage of their spouses. The Board would like to see this discrepancy in the application procedure between married couples and domestic partners ended.

By Supervisor Hallinan, that City Attorney prepare legislation amending the gas station legislation to close loophole in regard to exercise of options.

By Supervisor Kennedy, requesting that a letter be sent to Johnny Stein, General Manager, Municipal Railway, requesting a report from him regarding the F-Line trolley along the Embarcadero Freeway.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Greg Williams (Supervisor Britt)
Thomas W. Story (Supervisor Britt)

File 2-92-7

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:21 p.m. adjourned.

John L. Taylor, Clerk

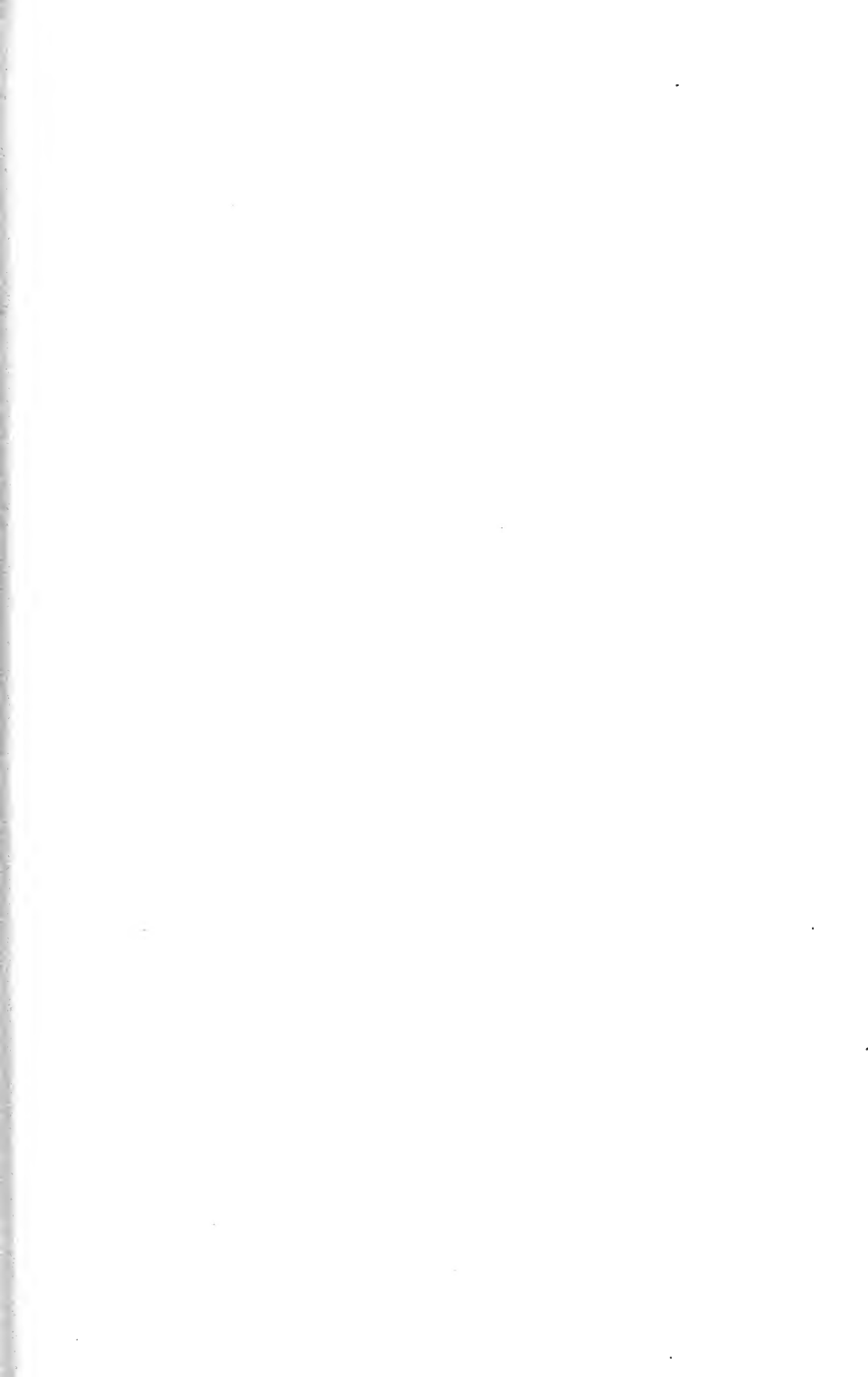
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, February 18, 1992

Approved by the Board of Supervisors on December 14, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors





DOCUMENTS DEPT.

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Monday, February 24, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 24, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:09 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 7.

Noted absent at first roll call:

Supervisors Alioto, Britt, Gonzalez, Maher - 4.

Quorum present.

Supervisor Alioto was noted present at 2:20 p.m.

Supervisor Britt excused, on official leave of absence.

Supervisor Gonzalez was noted present at 2:10 p.m.

Supervisor Maher was noted present at 2:17 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Achtenberg, seconded by Supervisor Kennedy, moved that the Journals of Proceedings for Tuesday, May 28; Monday, June 3 and Wednesday, June 5, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Maher - 3.

CONSENT CALENDAR

Monday, February 24, 1992

Recommendations of Finance Committee

Finally Passed

[Prevailing Wages, Leases]

Ordinance amending Administrative Code, extending prevailing wage requirements to certain construction projects on privately owned property leased by the City and County, as tenant; effective July 1 1992. (Supervisors Hallinan, Shelley)

File 97-91-43, Ordinance No. 67-92

(Adds Section 6.36-A.)

Finally passed.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

Passed for Second Reading

[Lease of AIDS Research Center]

Ordinance authorizing and approving lease of the Fifth and Sixth Floors of Building 3 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-92-4, Ordinance No.

Passed for second reading.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Thomas L. Yip, et al, against the City and County by payment of \$150,000. (City Attorney)

File 45-92-2, Ordinance No. 65-92

(Superior Court No. 924-406.)

Finally passed.

[Settlement of Litigation by Grant of Easement]

Ordinance authorizing settlement of Mojave Pipeline Company and Kern River Gas Transmission Company v. City and County by sale of a 50' wide by 3,405' long natural gas pipeline easement over City-owned property in Kern County. (Real Estate Department)

Monday, February 24, 1992

File 45-92-3, Ordinance No. 66-92

(Kern County, Superior Court No. 215680.)

Finally passed.

Recommendations of Economic and Social Policy Committee

Finally Passed

[Tour Bus Restriction]

Ordinance amending Police Code, regarding tour bus restrictions on 26th Avenue except that tour buses and vans of 6,000 pounds or less may operate on 26th Avenue between Geary Boulevard and California Street. (Department of Parking and Traffic)

File 121-91-6, Ordinance No. 69-92

(Adds Section 1183.20.)

Finally passed.

[Advertising Vehicles]

Ordinance amending the Police Code, regulating the operation of advertising vehicles on city streets, and prohibiting the operation of advertising vehicles on city streets. (Supervisors Maher, Migden, Alioto, Kennedy, Shelley)

File 121-92-1, Ordinance No. 70-92

(Repeals Sections 680 through 682.7;
Adds new Section 680.)

Finally passed.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Maher - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Monday, February 24, 1992

Recommendation of Finance Committee

Finally Passed

[B.B.I. Fee Schedule]

Ordinance amending Building Code, relating to the fee for Energy Reports and Certificates. (Department of Public Works)

File 114-91-11, Ordinance No. 68-92

(Amends Section 333.3.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Migden, Shelley, Ward - 7.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Alioto, Britt, Maher - 3.

Recommendation of Administration and Oversight Committee

Adopted as Amended

[Budget]

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1992-1993 for the Department of the Board of Supervisors. (Clerk of the Board)

File 100-92-2

Supervisor Hsieh, seconded by Supervisor Kennedy, moved to restore funding for the Telecommunications Policy Committee to \$105,000.

At the request of Supervisor Hallinan, there being no objection, Supervisor Hsieh withdrew his motion to amend in order to consider the Budget Analyst's recommendations, dated February 21, 1992, concerning the proposed low 90 percent budget request for the Board of Supervisors (copy of which is on file with the Clerk of the Board of Supervisors).

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to adopt the Budget Analyst's recommendations, for a total savings of \$168,774.

Supervisor Maher, seconded by Supervisor Hallinan, moved to amend by restoring the Board car by adding \$2,248 for Central Shop-auto maintenance and by adding \$150 for Central Shop-gas.

Monday, February 24, 1992

Motion to amend adopted by following vote:

Ayes: Supervisors Alioto, Gonzalez, Hsieh, Kennedy, Maher, Ward - 6.

Noes: Supervisors Achtenberg, Hallinan, Migden, Shelley - 4.

Absent: Supervisor Britt - 1.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend by deleting \$7,731 from membership dues for County Supervisors Association of California.

Motion to amend adopted by following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Supervisor Migden, seconded by Supervisor Achtenberg, moved to add \$24,500 to the Legislative Account - in order for each member of the Board to have \$5,000.

Motion to amend adopted by following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

No: Supervisor Hallinan - 1.

Absent: Supervisors Britt, Maher - 2.

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to amend the budget by adopting Budget Analyst's recommendations, dated February 21, 1992, as modified by above actions.

Motion to amend adopted by following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Maher - 3.

Supervisor Hsieh, seconded by Supervisor Kennedy, moved to restore funding for the Telecommunication Policy Committee to \$105,000. Without objection the motion was later withdrawn.

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Supervisor Kennedy, seconded by Supervisor Alioto, moved to amend the budget by deleting the temporary salaries. Without objection, the Motion was later withdrawn.

Supervisor Hallinan, seconded by Supervisor Maher, moved to adopt the Clerk's recommendation for the high request for the Telecommunication Special Fund and restore \$104,607 for Budget Analyst services.

Supervisor Hsieh, seconded by Supervisor Achtenberg, moved substitute amendment by taking the net savings of \$149,607 and divide the amount between the Budget Analyst (\$74,803) and Telecommunications (\$74,804) and that letter be sent to the Mayor urging him to restore the balance of funding for each group.

Motion to amend adopted by following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Noes: Supervisors Hallinan, Maher - 2.

Absent: Supervisor Britt - 1.

The Clerk advised the members that under the franchise agreement not less than one-third of the funds for Telecommunications should be allocated for public access.

Supervisor Hallinan, seconded by Supervisor Maher, moved to amend main motion title, line two, and text, line seven, after "budget estimates" by inserting "as amended".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

Monday, February 24, 1992

[Contracting Requirements - Guaranteed Maximum Costs]

Ordinance amending Administrative Code, requiring that all contracts of the City and County for services, materials, equipment or supplies shall contain provisions guaranteeing maximum costs under the contract, and declaring that neither the City and County nor its employees and officers are authorized to exceed the costs or scope of services of a contract without a lawful amendment to the agreement. (Supervisors Shelley, Migden, Achtenberg)

File 97-92-8, Ordinance No.

(Adds Section 21.10-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Maher, Shelley, Ward - 7.

Absent: Supervisors Britt, Gonzalez, Kennedy, Migden - 4.

In connection with the above item, Supervisor Achtenberg requested to be added as co-sponsor.

[Revolving Fund]

Ordinance amending Administrative Code to decrease the revolving fund of the Bureau of Claims of the office of the City Attorney, from \$175,000 to \$100,000. (Supervisor Gonzalez)

File 97-92-9, Ordinance No.

(Amends Section 10.136-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Maher, Shelley, Ward - 7.

Absent: Supervisors Britt, Gonzalez, Kennedy, Migden - 4.

[Equipment Lease - Series 1992 Bonds]

Ordinance providing for the approval and execution and delivery by officers of the City and County of an Equipment Lease Supplement No. 1 between the City and County Finance Corporation, as Lessor and the City and County, as Lessee with respect to equipment to be used for City purposes; and approving the issuance of Lease Revenue Bonds by said nonprofit corporation; and providing that said bonds shall be subject to the certification of the Controller of the City and County prior to the sale of said bonds; and providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith. (Chief Administrative Officer)

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File 170-92-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Maher, Shelley, Ward - 7.

Absent: Supervisors Britt, Gonzalez, Kennedy, Migden - 4.

Adopted

[Sewer Construction Financing]

Resolution finding and determining that the Mariposa combined sewer overflow control facilities will protect and preserve the environment and that the use of loan funds is the most cost-effective method of financing the project; authorizing the Director of Public Works to apply for and enter into loan agreements not to exceed approximately \$10 million. (Supervisor Gonzalez)

File 53-92-1, Resolution No. 172-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to apply for, accept and expend a grant of \$175,032, which includes indirect costs in the amount of \$6,732, based on four percent of the total award, from the McKinney Path Homeless Fund Federal Formula Grant for mental health outreach and case management services in San Francisco for the homeless mentally ill and the mentally ill at risk of becoming homeless; providing for ratification of action previously taken. (Department of Public Health)

File 146-92-6, Resolution No. 174-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, to accept and expend a grant of \$89,367 from

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the San Francisco Community Clinic Consortium as prime grantee of the Health Resources and Services Administration, for HIV Early Intervention Services; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health)

File 146-92-8, Resolution No. 175-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, to apply for a grant of \$1,128,256 from the California Department of Health Services for breast and cervical cancer screening services to the residents of San Francisco; waiving indirect costs and providing for ratification of action already taken. (Department of Public Health)

File 146-92-10, Resolution No. 176-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Ward - 6.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden, Shelley - 5.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for a grant of \$500,000 from a collaboration of the Centers for Disease Control and the Health Resources and Services Administration for the AIDS Early Intervention Service Network Demonstration Project; waiving indirect costs. (Department of Public Health)

File 146-92-11, Resolution No. 177-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

SPECIAL ORDER - 3:00 P.M.

Monday, February 24, 1992

Hearing Held

[Public Hearing]

Hearing of all persons interested in or objecting to the proposed vacation of Priest Street located between Clay and Washington Streets, authorizing sale thereof to the owner of the abutting property for \$120,000; and adopting findings pursuant to City Planning Code Section 101.1.

File 164-91-5.1

(Pursuant to Board of Supervisors' Resolution No. 33-92 approved January 16, 1992.)

The privilege of the floor was granted to the following person:

Richard Slayten, representing developer.

From Economic and Social Policy Committee Without Recommendation

Passed for Second Reading as Amended

[Street Vacation - Sale]

Ordinance ordering vacation of a portion of Priest Street located between Clay and Washington Streets, authorizing sale thereof to the owner of the abutting property for \$120,000; and adopting findings pursuant to City Planning Code Section 101.1.

File 164-91-5.1, Ordinance No.

(Fiscal Impact.)

Supervisor Kennedy, seconded by Supervisor Achtenberg, moved an amendment of the whole bearing same title.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

Monday, February 24, 1992

[Public Hearing]

Hearing of all persons interested in or objecting to the decision of the Director of Public Works by its letter dated February 4, 1992, conditionally approving Tentative Map of Lot 40 in Assessor's Block 7542 for a proposed two-lot subdivision of property located at 2 Everson Street.

File 59-92-1

(Appeal filed February 13, 1992.)

The following persons were sworn in and granted privilege of the floor:

Appellants:

Richard McMichael;
Joe O'Donaghue.

Respondents:

Barbara MacDonnell.
Bob Passmore, representing Department of City Planning.

Supervisor Achtenberg, seconded by Supervisor Maher, moved to continue consideration to March 2, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

(Only one of the following two motions should be adopted.)

[Subdivision]

Motion approving decision of the Director of Public Works, approving Tentative Map of proposed two-lot subdivision of Lot 40 in Assessor's Block 7542 of property located at 2 Everson Street.

File 59-92-1.1

Supervisor Achtenberg, seconded by Supervisor Maher, moved to continue consideration to March 2, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

Monday, February 24, 1992

[Subdivision]

Motion disapproving decision of the Director of Public Works, approving Tentative Map of proposed two-lot Subdivision of Lot 40 in Assessor's Block 7542 of property located at 2 Everson Street.

File 59-92-1.2

Supervisor Achtenberg, seconded by Supervisor Maher, moved to continue consideration to March 2, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

[Tentative Map]

Motion directing the Clerk of the Board to prepare findings relating to Parcel Map of proposed two-lot Subdivision of Lot 40 of property located at 2 Everson Street in Assessor's Block 7542, Lot 40, for consideration by the Board at its next meeting.

File 59-92-1.3

Supervisor Achtenberg, seconded by Supervisor Maher, moved to continue consideration to March 2, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen;
Jenette Barroca;
Robert W. Warren.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Monday, February 24, 1992

Severed from For Adoption Without Committee Reference

Supervisor Maher requested that the following measures be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Budget Analyst Audit]

Motion directing the Budget Analyst to conduct an audit of Marina Yacht Harbor facilities. (Supervisor Hsieh)

File 165-92-2

(February 18, 1992 - Introduced in Board for consideration February 24, 1992.)

At the request of Supervisor Maher, referred to Finance Committee.

[Budget Analyst Review]

Motion directing the Budget Analyst to conduct an analysis of Department of Public Works Bureau of Architecture and Engineering regarding their staffing levels relative to the reductions of private sector opportunities. (Supervisors Gonzalez, Shelley)

File 165-92-3

(February 18, 1992 - Introduced in Board for consideration February 24, 1992.)

At the request of Supervisor Maher, referred to Finance Committee.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Wetlands Preservation]

Resolution placing the San Francisco Board of Supervisors on record in support of the Wetlands Reform Act of 1992. (Supervisors Shelley, Migden)

File 13-92-2, Resolution No. 171-92

Monday, February 24, 1992

(February 18, 1992 - Introduced in Board for consideration
February 24, 1992.)

Adopted.

[Doyle Drive Task Force - Amend Duties]

Resolution amending Resolution No. 900-91 as amended which created a Doyle Drive Task Force charged with investigating conditions on Doyle Drive and making recommendations to the Board of Supervisors to improve the safety of the conditions on Doyle Drive, by amending the duties of the Task Force to also require as a part of its report to the Board an analysis of proposals for realignment of Doyle Drive and their effect on access, visual quality, views, and the Presidio. (Supervisor Kennedy)

File 55-91-2.4, Resolution No. 173-92

(February 18, 1992 - Introduced in Board for consideration
February 24, 1992.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 1925 Jefferson Street, a condominium project, being a resubdivision of Lot 1A, in Assessor's Block 914; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-5

(February 18, 1992 - Introduced in Board for consideration
February 24, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Monday, February 24, 1992

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-8, Resolution No. 142-92

(Doris M. Ward, President, Board of Supervisors, February 25 - March 10 and April 30 - May 1; Raymond Baxter, Director of Health, March 6 - 8; Henry Berman, member, Fire Commission, February 20 - 21; Kenneth Dowlin, City Librarian, March 11 - 15; Richard Evans, Director, Department of Public Works, February 27 - 28; Julia Lopez, General Manager, Department of Social Services, March 2 - 10; Pierre Ludington, member, Health Commission, March 13 - 25; Harry S. Parker, III, Director, Fine Arts Museums, February 28 - March 8; Ellen Sanger, member, Public Library Commission, February 16 - 23; Arlo Smith, District Attorney, February 28 - March 1; V. Fei Tsen, Vice President, Redevelopment Agency, February 14 - 23; L.A. Turpen, Director of Airport, March 2 - March 5, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Levi Strauss & Co. Domestic Partners Policy]

Resolution directing the Clerk of the Board of Supervisors to send a letter to Levi Strauss & Company congratulating the company on implementing a domestic partners policy for their employees.

File 6-92-3, Resolution No. 143-92

Supervisor Alioto presented for immediate adoption.

Adopted.

[Emergency Declaration]

Resolution finding that an actual emergency exists on Telegraph Hill due to a landslide; authorizing the Director of Public Works to proceed in the most expeditious manner possible and to enter into contracts for the demolition of any and all structures necessary; further authorizing the Director of Public Works may hold a contractor harmless from any claims of damage by the owners of the properties ordered demolished.

File 28-92-3, Resolution No. 140-92

Supervisor Shelley presented on behalf of Supervisor Gonzalez for immediate adoption.

Adopted.

Monday, February 24, 1992

[Gift Acceptance]

Resolution authorizing the Mayor's Office to accept miscellaneous computer equipment valued at \$80,609 from the San Francisco Foundation for use by the Mayor's Budget Office and the Mayor's Office of Economic Planning and Development.

File 38-92-7, Resolution No. 144-92

Supervisor Ward presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted upon by the following vote:

Ayes: Supervisors Achtenberg, Hallinan, Hsieh, Kennedy, Maher, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Gonzalez, Migden - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Prohibit Smoking in Restaurants]

Substitute ordinance amending Health Code by amending Sections 1006.1 and 1006.3, by repealing Section 1006.2 and adopting a new Section 1006.2 to redefine and prohibit smoking in eating establishments. (Supervisor Alioto presented.) Referred to City Services Committee.

File 118-91-10

[Tobacco Advertising]

Substitute ordinance amending Administrative Code by adding Section 4.20 to prohibit advertising of tobacco products on City owned property. (Supervisor Alioto presented.) Referred to City Services Committee.

File 121-92-2

[Cigarette and Tobacco Advertising]

Substitute resolution urging the Mayor to request all City boards, commissions and departments to request individuals and entities currently enjoying advertising rights on City property to stop advertising cigarettes and tobacco products and to renegotiate leases, permits and agreements to ban advertising of tobacco and cigarette products. (Supervisor Alioto presented.) Referred to

Monday, February 24, 1992

City Services Committee.

File 121-92-2.1

Referred to Board

[Tito Puente Celebration]

Resolution honoring Tito Puente for his musical accomplishments and the recording and release of his 100th album. (Supervisor Gonzalez presented.) Referred to Board March 2, 1992 For Adoption Without Committee Reference Calendar.

File 6-92-2

[Lead-Free Schools, AB1659]

Resolution placing the City and County of San Francisco on record in support of the Lead-Free Schools Protection Act. (Supervisors Shelley, Alioto, Ward presented.) Referred to Board March 2, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-8

[Street Closing]

Resolution authorizing temporary closing of portions of Polk and Larkin Streets (south bound lanes only), between McAllister and Grove Streets, on Saturday and Sunday, March 28 and 29, 1992, at various times for a Pro-Choice Rally. (Supervisor Migden presented.) Referred to Board March 2, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-8

Motions

Referred to Committee

[Budget Analyst Audit]

Substitute motion directing the Budget Analyst to conduct an audit of Marina Yacht Harbor Facilities. (Supervisors Hsieh, Shelley presented.) Referred to Finance Committee.

File 165-92-2

Requests for Hearings

File 18-92-3, By Supervisor Migden: To consider establishing four-way Stop intersection at the corner of Elizabeth and Douglass Streets. Referred to Economic and Social Policy Committee.

File 75-92-1, By Supervisor Maher: To consider naming an unnamed street in Glen Park area as "Ohlone Way". Referred to City Services Committee.

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File 79-91-2.1, By Supervisor Gonzalez: To consider release of 1992 Community Development Block Grant Funds, from the Homeless Program Pool to Housing and Community Development, in the amount of \$61,660 for Travelers' Aid Transbay Outreach Project. Referred to Finance Committee.

File 118-92-1, By Supervisor Shelley: To consider the problem of litter on City streets and to examine ways of reducing litter. Referred to Finance Committee.

File 182-92-1, By Supervisor Alioto: To consider the issue of wheelchair accessibility to housing used in the City's Emergency Housing Program. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-8. [Settlement of Lawsuit] Authorizing settlement of litigation of Alison Wright v. City and County of San Francisco, et al., United States District Court Nos. C89-3390/3724 JPV by payment of \$120,000. (City Attorney) Administration and Oversight.

File 101-91-49. [Annual Appropriation Ordinance] Amending Annual Appropriation Ordinance 1991-92 (Ordinance 261-91) by deleting portion of Section 10-1 relating to replacement of employees; adding Section 10.4 relating to early retiree positions. (Controller) Finance.

File 101-91-50. [Government Funding] Appropriating \$1,832,309, Sheriff Department, for overtime, professional and special services, other equipment rentals, subsistence - persons, training, increase revolving fund, equipment purchase (automotive vehicles) and services of other departments-Building Repair. (Controller) Finance.

Resolutions Referred to Committee

File 82-92-1. [Acquisition - Noise Easements] Authorizing the acquisition of 200 additional noise easements in the City of South San Francisco comprising their Phase VI Program. (Real Estate Department) Finance.

File 146-92-12. [Grant - Private Funds] Authorizing the Department of Public Health, AIDS Office, to apply for a grant of \$70,000, which includes indirect costs in the amount of \$7,000, based on ten percent of the total award, from the American Foundation for AIDS Research (AMFAR) to fund the Harm Reduction Strategies Among Needle Exchange Patrons Program. (Department of Public Health) Finance.

File 153-92-2. [Federal Challenge - Grant] Authorizing the Department of Social Services to apply for, accept and expend a Federal Challenge Grant in an amount up to \$4,897, which will include indirect costs equal to five percent of the total grant, from the State Department of Social Services, Office of Child Abuse

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Prevention to provide child abuse and neglect prevention and intervention services in fiscal year 1992-93. (Department of Social Services) Finance.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letters be sent to District Attorney; General Manager, Department of Social Services; City Attorney and Director of Planning requesting copies of the budgets they submitted to the Mayor for the 1992-1993 fiscal year for their departments.

By Supervisor Alioto, that the City Attorney prepare appropriate legislation establishing a Mission Neighborhood Beautification Task Force with twelve members, one appointed by each Supervisor and one by the Mayor.

By Supervisor Gonzalez, that letter be sent to Allied Sysco Food Distributors urging they reconsider their lawsuit against Mr. Leroy Looper for \$21,000 relating to the closing of the Sizzler Restaurant operated by Mr. Looper and Reality House West and urging a settlement which would not require Mr. Looper to sell his house which is a board and care facility for mentally ill patients.

By Supervisor Gonzalez, that letter be sent to General Manager, Municipal Railway, inquiring whether the Department can make the buses safer and more accessible for seniors by encouraging drivers to pull over to the curb and reserve front seats for seniors.

By Supervisor Gonzalez, that letter be sent to General Manager, Municipal Railway, inquiring whether the Department is developing plans to provide improved paratransit services for seniors.

By Supervisor Gonzalez, that letter be sent to Executive Director, Department of Parking and Traffic, inquiring whether the Department can make buses more accessible for seniors by enforcing the City's "no parking in bus zones" law.

By Supervisor Gonzalez, that letter be sent to Executive Director, Commission on the Aging, in connection with the Senior Information and Referral Program, to determine what efforts are being done concerning outreach to non-English speaking seniors and low-income minorities through local churches, neighborhood newspapers, etc. The report should indicate the attempts to reach caregivers, such as, family members through churches, civic organizations and the workplace.

By Supervisor Gonzalez, that letter be sent to General Manager, Department of Social Services, inquiring whether the Department can provide the Board of Supervisors with a detailed review on its In-Home Supportive Services program to determine how the quality of services could be improved and expanded to meet the needs of seniors during the realignment.

Monday, February 24, 1992

By Supervisor Gonzalez, that letters be sent to Mayor's Office of Housing and Community Development; Executive Director, San Francisco Redevelopment Agency; and Director, San Francisco Housing Authority requesting each agency submit a report as to the status of current efforts within the department to develop senior housing as well as future plans being considered and that the staff person responsible for senior services be identified.

By Supervisor Kennedy, that City Attorney prepare resolution requesting the Mayor to urge the San Francisco Library Commission to reconsider their decision to allow the North American Man-Boy Love Association to continue to meet at the Public Library.

By Supervisor Maher, that City Attorney prepare resolution which would name an unnamed street in the Glen Park area as "Ohlone Way".

By Supervisor Migden, that City Attorney advise what actions would be required for the City to implement a voluntary day off per month program for City employees and what would be the time requirements to implement such plan.

By Supervisor Shelley, that letter of inquiry be sent to Chief of Police to determine what his plans are to curtail violent crimes in the Mission District with a request that the Board be provided with updated statistics on incidents of violent crimes in this area.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Ella Rigney (Supervisor Britt)
Robert J. Hainer (Supervisor Britt)
Benedict Rice (Supervisors Kennedy, Ward)
George D. Porter (Supervisors Kennedy, Ward)
John Trommald (Supervisor Maher)
Manuel Calvillo (Supervisor Hallinan)

File 2-92-8

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:28 p.m. adjourned.

John L. Taylor, Clerk

Monday, February 24, 1992

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 14, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors











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DOCUMENTS DEPT.

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Monday, March 2, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 2, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Doris M. Ward, the meeting was called to order at 2:11 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Noted absent at first roll call:

Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:40 p.m.

Supervisor Britt excused, on official leave of absence.

Supervisor Maher was noted present at 2:48.

Supervisor Migden was noted present at 2:41 p.m.

Supervisor Ward excused, on official leave of absence.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Kennedy, seconded by Supervisor Achtenberg, moved that Supervisor Hallinan be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Monday, March 2, 1992

Supervisor Hallinan thereupon assumed the Chair.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Lease of AIDS Research Center]

Ordinance authorizing and approving lease of the fifth and sixth floors of Building 3 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-92-4, Ordinance No. 73-92

Finally passed.

[Revolving Fund]

Ordinance amending Administrative Code to decrease the revolving fund of the Bureau of Claims of the office of the City Attorney, from \$175,000 to \$100,000. (Supervisor Gonzalez)

File 97-92-9, Ordinance No. 75-92

(Amends Section 10.136-1.)

Finally passed.

[Equipment Lease - Series 1992 Bonds]

Ordinance providing for the approval and execution and delivery by officers of the City and County of an Equipment Lease Supplement No. 1 between the City and County Finance Corporation, as Lessor and the City and County, as Lessee with respect to equipment to be used for City purposes; and approving the issuance of Lease Revenue Bonds by said nonprofit corporation; and providing that said bonds shall be subject to the certification of the Controller of the City and County prior to the sale of said bonds; and providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith. (Chief Administrative Officer)

File 170-92-2, Ordinance No. 71-92

Finally passed.

Passed for Second Reading

[Lease of Psychiatric Research Space]

Ordinance authorizing and approving lease of a portion of the first floor of Building 20 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

Monday, March 2, 1992

File 65-92-1, Ordinance No.

Passed for second reading.

Adopted

[Award of Cafeteria Lease]

Resolution confirming award of a five-year lease to Raphael Chan-Sew and Thoi Nguyen, partners to operate the Hall of Justice Cafeteria. (Real Estate Department)

File 62-91-4.1, Resolution No. 190-92

Adopted.

[Acceptance of Gift]

Resolution accepting a gift to Public Library of \$6,000 from the Theodore R. Johnson Foundation for the purchase of books and materials for the Project Read Collection. (Public Library)

File 38-92-6, Resolution No. 187-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Lillian Johnson against the City and County by payment of \$700.00. (City Attorney)

File 45-91-67.1, Ordinance No.

(Superior Court 932-967.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Alie Beth Zandstra against the City and County by payment of \$6,107.83. (City Attorney)

File 45-92-4, Ordinance No.

(Superior Court No. 912-574.)

Passed for second reading.

Monday, March 2, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Anita Solorzano against the City and County by payment of \$9,500. (City Attorney)

File 45-92-5, Ordinance No.

(Superior Court 921-959.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Kingman Chan v. Peter Ausano, et al., upon receipt of the sum of \$15,000 and dismissal of complaint. (City Attorney)

File 46-92-1, Ordinance No.

(Superior Court No. 927-358.)

Passed for second reading.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Economic and Social Policy Committee)

File 18-91-14.1, Resolution No. 183-92

(Stop Signs - Establish

22nd Street and Hampshire Street, northeast and southwest corners, stopping 22nd Street traffic (makes this an all-way Stop).

20th Street and Noe Street, all corners (makes this an all-way Stop).

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on various streets. (Economic and Social Policy Committee)

File 20-91-22.2, Resolution No. 186-92

(Tow Away No Stopping Anytime - Establish

Clipper Street, south side, from 150 feet east of Diamond Heights Boulevard to Grand View Avenue.)

Adopted.

Monday, March 2, 1992

[Parking Regulations]

Resolution enacting parking regulations on various streets.
(Economic and Social Policy Committee)

File 19-92-2, Resolution No. 184-92

(Perpendicular (90-Degree Angle) Parking - Establish

Bowdoin Street, west side, between Woolsey Street and Mansell Street;

Parking Meter Area 2 - Extend

Grove Street, both sides, between Franklin Street and Gough Street (1-hour meters);

45 - Degree Angle Parking - Establish

14th Avenue, east side, from Irving Street to 300 feet southerly.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on various streets.
(Economic and Social Policy Committee)

File 20-92-1, Resolution No. 185-92

(Tow-Away No Stopping Anytime - Establish

Kezar Drive, south side, from Arguello Street to approximately 137 feet westerly (137-foot zone).

Kezar Drive, south side, from Arguello Street to approximately 3 feet easterly (3-foot zone).

One Way Street - Establish

Bowdoin Street between Woolsey Street and Mansell Street, One-Way northbound.)

Adopted.

The foregoing items on the Consent Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

Monday, March 2, 1992

Recommendation of Finance Committee

Finally Passed

[Contracting Requirements - Guaranteed Maximum Costs]
Ordinance amending Administrative Code, requiring that all contracts of the City and County for services, materials, equipment or supplies shall contain provisions guaranteeing maximum costs under the contract, and declaring that neither the City and County nor its employees and officers are authorized to exceed the costs or scope of services of a contract without a lawful amendment to the agreement. (Supervisors Shelley, Achtenberg, Migden)

File 97-92-8, Ordinance No. 74-92

(Adds Section 21.10-1.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Recommendation of Joint Finance and City Services Committee

Adopted

[Prop. J - Children's Plan]
Resolution approving the Prop. J Children's Services Plan submitted by the Mayor in accordance with Charter Section 6.415, and requesting the Mayor to transmit a report of selected services providers to the Board of Supervisors by July 1, 1992, for the Board's review. (Supervisor Ward)

File 185-92-1, Resolution No. 196-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

From Economic and Social Policy Committee Without Recommendation

Finally Passed

[Street Vacation - Sale]
Ordinance ordering vacation of a portion of Priest Street located between Clay and Washington Streets, authorizing sale thereof to the owner of the abutting property for \$120,000; and adopting findings pursuant to City Planning Code Section 101.1.

Monday, March 2, 1992

File 164-91-5.1, Ordinance No. 72-92

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

NEW BUSINESS

Recommendation of Economic and Social Policy Committee

Adopted

[101 Freeway Overpass at San Bruno and Harkness]

Resolution requesting Caltrans to close the 101 Freeway overpass at San Bruno Avenue and Harkness Avenue for a one year trial period; requesting that the overpass be secured during the trial period; requesting that City departments report to the Board the results of the trial period and recommend whether to continue to close the overpass; and requesting that the overpass not be reopened until the Board has had the opportunity to advise Caltrans of the City's recommendations. (Supervisors Ward, Migden)

File 207-92-2, Resolution No. 197-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Recommendations of Finance Committee

Passed for Second Reading

[Lease of Property]

Ordinance authorizing and approving sublease of City-owned property at 25 Van Ness Avenue, portion of lower level (Lot 4, Block 834) to the New Conservatory Children's Theatre Company and School, a non-profit corporation, commencing retroactively on November 1, 1991. (Real Estate Department)

File 65-92-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Monday, March 2, 1992

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

[Lease Amendment Agreement]

Ordinance amending the lease of portions of the basement of Building 1 and the first floor of Building 20 at San Francisco General Hospital. (Real Estate Department)

File 65-92-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Adopted

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-91-3, Resolution No. 189-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Epidemiology and Disease Control, to apply for, accept and expend a grant of \$602,568, which includes indirect costs in the amount of \$45,333 based on twenty percent of salaries from the Centers for Disease Control, for the operation of the San Francisco Sexually Transmitted Disease Prevention and Training Center; providing for ratification of action previously taken. (Department of Public Health)

File 146-92-9, Resolution No. 192-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Monday, March 2, 1992

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for a grant of \$70,000 which includes indirect costs in the amount of \$7,000 based on ten percent of the total award, from the American Foundation for AIDS Research (AMFAR) to fund the Harm Reduction Strategies Among Needle Exchange Patrons Program.
(Department of Public Health)

File 146-92-12, Resolution No. 193-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

[Contract]

Resolution authorizing the Department of Social Services to enter into contract between the City and County and San Francisco Child Abuse Council, Inc. retroactively in the amount of fifty thousand dollars (\$50,000) from the County's Children's Trust Fund for the provision of child abuse and neglect prevention services via public awareness and education to professional and community organizations for the period of March 1, 1992 through February 28, 1993.
(Department of Social Services)

File 172-92-3, Resolution No. 194-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

[Contract]

Resolution authorizing the Department of Social Services to enter into contract between the City and County and Family Service Agency of San Francisco retroactively in the amount of one-hundred thousand dollars (\$100,000) from the County's Children's Trust Fund for the provision of in-home and out-of-home parenting training and education to families with children at risk of child abuse and neglect for the period of March 1, 1992 through February 28, 1993.
(Department of Social Services)

File 172-92-4, Resolution No. 195-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Monday, March 2, 1992

From Finance Committee "Without Recommendation"

Passed for Second Reading as Amended

[Annual Appropriation Ordinance]
((Ordinance amending Annual Appropriation Ordinance 1991-92
(Ordinance 261-91) relating to replacement of employees and to early
retiree positions.)) (Finance Committee)

Ordinance amending Annual Appropriation Ordinance 1991-92 (Ordinance
261-91) by deleting portion of Section 10-1 relating to replacement
of employees; adding Section 10.4 relating to early retiree
positions.

File 101-91-49, Ordinance No.

(Deletes portion of Section 10-1;
Adds Section 10.4.)

Supervisor Gonzalez, seconded by Supervisor Hsieh, moved an
amendment of the whole entitled, "Ordinance amending Annual
Appropriation Ordinance 1991-92 (Ordinance 261-91 by deleting
portion of Section 10-1 relating to replacement of employees; adding
Section 10.4 relating to early retiree positions."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh,
Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh,
Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Recommendation of Administration and Oversight Committee

Adopted

[Appointment]
Resolution appointing member to the Veterans Affairs Council, for
the four-year term ending January 31, 1996. (Administration and
Oversight Committee)

File 92-91-44, Resolution No. 191-92

(Robert W. Racobs, at large, vice Renie Champagne, term expired.)

Adopted by the following vote:

Monday, March 2, 1992

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading as Amended

[MBE/WBE Subcontracting Program]

Ordinance amending Administrative Code, relating to a race and gender conscious construction subcontracting Affirmative Action Program. (Supervisors Kennedy, Ward, Migden, Achtenberg, Hsieh, Shelley, Alioto, Gonzalez)

File 97-91-58, Ordinance No.

(Amends Sections 12D.5, 12D.8, 12D.9 and 12D.19.)

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to amend on page 30, line 14, by replacing April 13, 1992, with "May 1, 1992."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Maher, Migden, Ward - 5.

Supervisor Kennedy, seconded by Achtenberg, moved to amend on page 30 line 14 by replacing "This Ordinance shall take effect on May 1, 1992 and shall govern construction contracts for which a bid has not been solicited by the effective date." with "This ordinance shall take effect on May 1, 1992 and shall govern public works/construction contracts of under ten million dollars for which a bid has not been solicited by the effective date, and shall govern public works/construction contracts that equal or exceed ten million dollars which are awarded after the effective date."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

Monday, March 2, 1992

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Ward - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of all persons interested in or objecting to the decision of the Director of Public Works by its letter dated February 4, 1992, conditionally approving Tentative Map of Lot 40 in Assessor's Block 7542 for a proposed two-lot subdivision of property located at 2 Everson Street.

File 59-92-1

(Appeal filed February 3, 1992.)

The privilege of the floor was granted to the following persons:

Joe O'Donoghue, Residential Builders;
Rose Marie McMichael;
Resident, 42 Richland Street;
Dorothy Johansen;
Winnifred Pic;
Bob Passmore.

There being no one else present wishing to speak, the President declared the hearing closed.

Refused Adoption

(Only one of the following two motions should be adopted.)

[Subdivision]

Motion approving decision of the Director of Public Works, approving Tentative Map of proposed two-lot subdivision of Lot 40 in Assessor's Block 7542 of property located at 2 Everson Street.

File 59-92-1.1

Supervisor Shelley Excused From Voting

Supervisor Shelley requested to be excused from voting due to a possible conflict of interest.

Supervisor Maher, seconded by Supervisor Achtenberg, moved to excuse Supervisor Shelley from voting on this item.

Monday, March 2, 1992

Motion to excuse Supervisor Shelley from voting adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Britt, Gonzalez, Ward - 3.

Supervisor Kennedy, seconded by Supervisor Alioto, moved adoption.

Motion refused adoption by the following vote:

Ayes: Supervisors Hsieh, Kennedy - 2.

Noes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Maher, Migden - 6.

Excused: Supervisor Shelley - 1.

Absent: Supervisors Britt, Ward - 2.

Adopted

[Subdivision]

Motion disapproving decision of the Director of Public Works, approving Tentative Map of proposed two-lot Subdivision of Lot 40 in Assessor's Block 7542 of property located at 2 Everson Street.

File 59-92-1.2

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Maher, Migden - 6.

Noes: Supervisors Hsieh, Kennedy - 2.

Excused: Supervisor Shelley - 1.

Absent: Supervisors Britt, Ward - 2.

[Tentative Map]

Motion directing the Clerk of the Board to prepare findings relating to Parcel Map of proposed two-lot Subdivision of Lot 40 of property located at 2 Everson Street in Assessor's Block 7542, Lot 40, for consideration by the Board at its next meeting.

File 59-92-1.3

Adopted by the following vote:

Monday, March 2, 1992

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden - 8.

Excused: Supervisor Shelley - 1.

Absent: Supervisors Britt, Ward - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen;
Emperor Arcadia.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Adopted

[Tito Puente Celebration]

Resolution honoring Tito Puente for his musical accomplishments and the recording and release of his 100th album. (Supervisor Gonzalez)

File 6-92-2, Resolution No. 181-92

Adopted.

[Lead-Free Schools, AB1659]

Resolution placing the City and County of San Francisco on record in support of the Lead-Free Schools Protection Act. (Supervisors Shelley, Alioto, Ward, Migden)

File 12-92-8, Resolution No. 182-92

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portions of Polk and Larkin Streets (south bound lanes only), between McAllister and Grove Streets, on Saturday and Sunday, March 28 and 29, 1992, at various times for a Pro-Choice Rally. (Supervisor Migden)

File 42-92-8, Resolution No. 188-92

Adopted.

Monday, March 2, 1992

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Maher, Migden - 6.

Absent: Supervisors Britt, Hsieh, Kennedy, Shelley, Ward -50.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-9, Resolution No. 178-92

(Harry Britt, member, Board of Supervisors, March 3 - 9; Willie B. Kennedy, member, Board of Supervisors, March 7 - 10; Bill Maher, member, Board of Supervisors, March 7 - 11, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Senate Bill]

Resolution endorsing SB 1538 relating to improving and updating the requirements of the Brown Act.

File 12-92-9, Resolution No. 179-92

Supervisors Alioto, Maher, Gonzalez presented for immediate adoption.

Adopted.

[Emergency Declaration]

Resolution amending Resolution No. 140-92: finding that an actual emergency exists on Telegraph Hill due to a landslide; authorizing the Director of Public Works to proceed in the most expeditious manner possible and to enter into contracts for the demolition of any and all structures necessary; further authorizing the Director of Public Works may hold contractors and engineers harmless from any claims of damage by the owners of the properties ordered demolished and from other damages. (Supervisor Gonzalez presented.) Adopted.

File 28-92-3.1, Resolution No. 180-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

Monday, March 2, 1992

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Maher, Migden, Shelley - 7.

Absent: Supervisors Britt, Hsieh, Kennedy, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Government Funding]

Ordinance appropriating \$3,000,000 for benefit payoff-miscellaneous, Controller's Office for fiscal year 1991-92; placing \$3,000,000 on reserve. (Supervisor Gonzalez presented) Referred to Finance Committee with request that it be considered at the March 11, 1992 meeting.

File 101-91-55

Referred to Board

[Defend All Reproductive Rights Day]

Resolution declaring March 29, 1992 as Defend All Reproductive Rights Day in the City and County of San Francisco. (Supervisors Achtenberg, Migden presented.) Referred to Board March 9, 1992 For Adoption Without Committee Reference Calendar.

File 4-92-7

Referred to Committee

[National Policy on AIDS]

Resolution calling on Presidential candidates to address a plan to combat the HIV epidemic in America and its impact on cities. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee.

File 13-92-3

[Home Program]

Resolution authorizing the Mayor of the City and County of San Francisco to apply for, accept, and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed eight million two hundred six thousand (\$8,206,000) for the Home Program authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and

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approving the Home Program description. Direct and indirect costs associated with the acceptance of these grant funds will be paid by Community Development Block Grant Funds. (Supervisor Ward presented.) Referred to Finance Committee with request that it be considered at the March 11, 1992 meeting.

File 68-92-4

[World Cup Soccer License and Operating Agreement]
Resolution authorizing Recreation and Park Department to enter into agreement to license Candlestick Park for 1994 World Cup Soccer Games. (Supervisor Gonzalez presented.) Referred to Finance Committee with request that it be considered at the March 11, 1992 meeting.

File 193-92-1

Requests for Hearings:

File 101-90-46.2, By Supervisor Gonzalez: To consider release of funds placed on reserve in the fiscal year 1990-91 for compaction grouting contract for Pier 45 earthquake damage repair project. Referred to Finance Committee with request that it be considered at the March 11, 1992 meeting.

File 183-92-1, By Supervisor Gonzalez: To consider a review of the Mayor's Office of Economic Development and Planning implementation of the Enterprise Zone Legislation. Referred to Finance Committee.

File 190-92-1, By Supervisor Alioto: To consider investigating charges of mismanagement and abuse at the San Francisco Youth Guidance Center. Referred to City Services Committee.

File 222-92-1, By Supervisor Achtenberg: To consider determining the feasibility of the permanent hiring of General Assistance recipients by a non-profit organization to perform manual street sweeping in the City and County of San Francisco. The hearing will include discussion of the inclusion of vocational training and other support services, and compare and contrast permanent hiring with other plans that emphasize unpaid service. Referred to City Services Committee.

File 257-91-2, By Supervisor Ward: To consider ballot argument concerning the appointment and removal of civil service exempt executives of the Recreation and Park Department by adding the Chief Veterinarian of the Zoo. Referred to Administration and Oversight Committee.

File 265-91-2, By Supervisor Gonzalez: To consider (First Draft) ballot argument concerning mandating levels of funds for protection and maintenance of the City's infrastructure. Referred to Administration and Oversight Committee.

File 266-91-2, By Supervisor Ward: To consider ballot argument concerning deleting responsibility for the maintenance of

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inventories of materials, supplies and equipment of all departments and offices of the City and County of San Francisco. Referred to Administration and Oversight Committee.

File 273-91-2, By Supervisor Kennedy: To consider (First Draft) ballot argument concerning transferring the functions and personnel of the County Clerk to the Department of Governmental Services, City and County of San Francisco. Referred to Administration and Oversight Committee.

File 60-92-1.1, By Supervisor Gonzalez: To consider (First Draft) ballot argument concerning improving the heating system within the Civic Center Area. Referred to Finance Committee.

File 60-92-1.2, By Supervisor Gonzalez: To consider (First Draft) ballot argument concerning improving the Civic Center Plaza and Fulton Street Mall. Referred to Finance Committee.

File 60-92-1.3, By Supervisor Gonzalez: To consider (First Draft) ballot argument concerning enlarging the existing Civic Center Parking Garage or construction of adjacent parking garage. Referred to Finance Committee.

File 60-92-1.4, By Supervisor Gonzalez: To consider ballot argument concerning improvements to Golden Gate Park. Referred to Finance Committee.

File 60-92-2, By Supervisor Ward: To consider ballot arguments concerning June 2, 1992 ballot measures. Referred to Administration and Oversight Committee.

File 184-92-1.1, By Supervisor Ward: To consider ballot argument concerning the question of dividing State of California into two states. Referred to Administration and Oversight Committee.

File 184-92-1.2, By Supervisor Ward: To consider ballot argument concerning being a part of the State of North California in the event the State of California is divided into two states. Referred to Administration and Oversight Committee.

Introduced by the President at the Request of Departments

Referred to Committee

File 101-91-51. [Government Funding] Ordinance appropriating \$17,730, Public Administrator, for permanent salaries, related mandatory fringe benefits, other contractual services, other services, telephone and material and supplies. (Controller) Finance.

File 101-91-52. [Government Funding] Ordinance appropriating \$848,889, Hetch Hetchy, for professional services and non-work order services of other departments - City Attorney, rescinding \$848,889 from various capital improvements projects. (Controller) Finance.

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File 101-91-53. [Government Funding] Ordinance appropriating \$1,346,000, Department of Public Works, for capital improvement project (Wastewater Reclamation Master Plan). (Controller) Finance.

Referred to Committee

File 64-92-4. [Sublease of Real Property] Resolution authorizing a sublease of real property at 1380 Howard Street, 1,198 net rentable square feet, ground floor, for the Department of Public Health, office space for Substance Abuse Services. (Real Estate Department) Finance.

File 82-92-2. [Acceptance of Grant of Easement] Resolution authorizing acceptance of a grant of easement and agreement for public street purposes from the San Francisco Museum of Modern Art and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Finance.

File 146-92-13. [Grant - State Funds] Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$419,108, which includes indirect costs in the amount of \$10,899, based on ten percent of personnel costs, including fringe benefits, from the California Department of Health Services to continue funding the AIDS Medi-Cal Waiver Program; providing for ratification of action previously taken. (Department of Public Health) Finance.

File 146-92-14. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$8,309,963, from the Health Resources and Services Administration to continue funding the Ryan White Comprehensive AIDS Resources Emergency (Care-Title I Formula) Disaster Relief Grant; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health) Finance.

File 166-92-1. [Tax Sale] Resolution authorizing Tax Collector to sell at private sale to contiguous owners certain parcels of tax-defaulted real property. (Tax Collector) Finance.

File 172-92-5. [Emergency Contract] Resolution authorizing the Department of Public Health, San Francisco General Hospital, to enter into emergency contracts providing for retroactive payments to Tempositions Health Care, Inc., and Western Medical Services. (Department of Public Health) Finance.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to Executive Director, Department of Parking and Traffic inquiring into the removal of a flashing yellow light at Monterey Boulevard and St. Elmo Way; in addition, the feasibility of replacing the light with a stop sign, crosswalk and/or flashing light due to a recent fatality at this intersection.

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By Supervisor Gonzalez, that letters be sent to the Budget Analyst, Mayor's Finance Director, and Controller inquiring whether a report can be prepared by March 1992 informing the Board on the status of the 1992-93 fiscal year projected budget shortfall reported to the Board on November 27, 1991.

By Supervisor Gonzalez, that letter be sent to Director, Mayor's Office of Economic Development inquiring whether a report can be submitted to the Finance Committee relating to the Enterprise Zone Program documenting the program's timetable for implementation, departmental responsibilities, and specific staff assignments relating to the program.

By Supervisor Hsieh, that letter be sent to the Controller requesting report be made available by April 6, 1992 to the Board of Supervisors regarding the status of back filling positions vacated as a result of early retirement by City and County employees. The report should enumerate the number of mandated positions as compared to the number of revenue producing positions.

By Supervisor Maher, that all of her efforts and diligent work relating to the process of selecting persons/groups for the distribution of Proposition J Children's Fund.

By Supervisor Migden, that letter be sent to the Budget Analyst to determine the cost to the City of the visit of the President to San Francisco on Tuesday, February 25, 1992.

By Supervisor Migden, that letter be sent to the Committee to Re-Elect the President requesting reimbursement of those expenses given the precarious financial situation of the City, and given that the sole purpose of the visit of the President was for campaign fundraising. (This letter should be sent after Budget Analyst has determined the cost to the City regarding the President's visit to San Francisco.)

By Supervisor Kennedy, that letter be sent to the Purchaser requesting that he investigate the alleged mistreatment of the family of a decedent who was being handled by the City's contractor, Pacific Internment Service.

By Supervisor Kennedy, that letter be sent to the Chief of San Francisco Police Department inquiring as to what type of action will be taken to help alleviate crack/cocaine dealings at the intersection of Keith & Thomas Streets.

By Supervisor Migden, that the City Attorney prepare legislation amending Health Code and Administrative Code Sections relating to animal welfare. (See attached letter)

By Supervisor Shelley, that letter be sent to the Chief of San Francisco Police Department inquiring as to reasons behind the dramatic increase in burglaries in the Inner Sunset neighborhood, and requests that the Department report back to the Board as to their plans to curtail the recent increase in crime in this area.

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By Supervisor Shelley, that letter be sent to the Water Quality Control Board, San Francisco Bay Region, 2101 Webster Street, Suite 400, Oakland, CA 94612, urging them to allocate money for testing to determine the lead toxicity in the water and shoreline in Lake Merced near the Pacific Rod and Gun Club. Lake Merced is used by children for recreational activities, and studies have shown clearly the damaging effects of lead poisoning on the physical and behavioral development of children. Additionally, ingesting lead pellets can be fatal for fish and wildlife.

By Supervisor Shelley, that letter be sent to the Director, San Francisco International Airport, inquiring as to the reasons for the August-September 1991 spill of contaminated industrial wastewater into San Francisco Bay, which may result in a fine of \$354,000 and which led to the destruction of fish and wildlife in the area, and what steps the Airport has taken to ensure that similar spills do not occur in the future.

By Supervisor Hallinan, that letters of commendation be prepared for the following outgoing Members of the Police Commission:
John Kecker, Pius Lee, Gwenn Craig and Lou Giraudo

By Supervisor Hallinan, that letters of commendation be prepared for the following outgoing Members of the Fire Commission:
Sharon L. Bretz; Henry E. Berman; Frank A. Quinn and Ted Soulis.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Earl Cable (Supervisor Kennedy)
Eldridge Vann (Supervisor Kennedy)
Clarence Gatson (Supervisor Kennedy)
Mary Hodges (Supervisor Hsieh)

File 2-92-9

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:10 p.m. adjourned.

John L. Taylor, Clerk

Monday, March 2, 1992

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 14, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







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Monday, March 9, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS
BOARD OF SUPERVISORS

Monday, March 9, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Doris M. Ward, the meeting was called to order at 2:08 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Shelley - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Kennedy, Maher, Migden, Ward - 5.

Quorum present.

Supervisor Gonzalez excused. (See infra.)

Supervisor Kennedy excused, on official leave of absence.

Supervisor Maher excused, on official leave of absence.

Supervisor Migden was noted present at 2:08 p.m.

Supervisor Ward excused, on official leave of absence.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Hallinan, seconded by Supervisor Migden, moved that Supervisor Hsieh be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

Supervisor Hsieh thereupon assumed the Chair.

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Supervisor Gonzalez Excused

The Clerk announced that Supervisor Gonzalez requested to be excused from today's meeting.

Supervisor Hallinan, seconded by Supervisor Achtenberg, moved to excuse Supervisor Gonzalez from attending today's meeting.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Hallinan, seconded by Supervisor Achtenberg, moved that the Journal of Proceedings for Monday, June 10, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Achtenberg requested that the following measures be severed from the Consent Calendar and considered separately.

Recommendations of Finance Committee

Consideration Continued

[Lease of Property]

Ordinance authorizing and approving sublease of City-owned property at 25 Van Ness Avenue, portion of lower level (Lot 4, Block 834) to the New Conservatory Children's Theatre Company and School, a non-profit corporation, commencing retroactively on November 1, 1991. (Real Estate Department)

File 65-92-2, Ordinance No.

Supervisor Achtenberg, seconded by Supervisor Migden, moved to continue consideration to March 16, 1992.

Monday, March 9, 1992

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

[Automobile Detailing Lease Documents]
Ordinance approving and adopting Golden Gateway Garage Automobile Detailing legal documents and authorization to lease. (Real Estate Department)

File 47-92-1, Ordinance No.

Supervisor Achtenberg, seconded by Supervisor Migden, moved to continue consideration to March 16, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Lease of Psychiatric Research Space]
Ordinance authorizing and approving lease of a portion of the first floor of Building 20 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-92-1, Ordinance No. 81-92

Finally passed.

[Lease Amendment Agreement]
Ordinance amending the lease of portions of the Basement of Building 1 and the first floor of Building 20 at San Francisco General Hospital. (Real Estate Department)

File 65-92-3, Ordinance No. 82-92

Finally passed.

Monday, March 9, 1992

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$17,730, Public Administrator, for permanent salaries, related mandatory fringe benefits, other contractual services, other services, telephone and materials and supplies, for fiscal year 1991-92. (Controller)

File 101-91-51, Ordinance No.

Passed for second reading.

[Golden Gate Park Golf Course Lease]

Ordinance approving a five-year lease with Thigpen, Ltd., Inc., for establishing and operating a professional golf shop and snack bar concession at Golden Gate Park Golf Course, San Francisco, California. (Recreation and Park Department)

File 62-92-1, Ordinance No.

Passed for second reading.

Adopted

[Lease of Real Property]

Resolution authorizing a new lease of real property at 1155 Market Street, 2,528 net rentable square feet, front ground floor, for the Department of Public Health. (Real Estate Department)

File 64-92-2, Resolution No. 206-92

Adopted.

[Federal Challenge Grant]

Resolution authorizing the Department of Social Services to apply for, accept and expend a Federal Challenge Grant in an amount up to \$4,897, which will include indirect costs equal to five percent of the total grant, from the State Department of Social Services, Office of Child Abuse Prevention to provide child abuse and neglect prevention and intervention services in fiscal year 1992-93. (Department of Social Services)

File 153-92-2, Resolution No. 209-92

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

Monday, March 9, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Lillian Johnson against the City and County by payment of \$700.00. (City Attorney)

File 45-91-67.1, Ordinance No. 79-92

(Superior Court 932-967.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Alie Beth Zandstra against the City and County by payment of \$6,107.83. (City Attorney)

File 45-92-4, Ordinance No. 77-92

(Superior Court No. 912-574.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Anita Solorzano against the City and County by payment of \$9,500. (City Attorney)

File 45-92-5, Ordinance No. 78-92

(Superior Court 921-959.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Kingman Chan v. Peter Ausano, et al., upon receipt of the sum of \$15,000 and dismissal of complaint. (City Attorney)

File 46-92-1, Ordinance No. 80-92

(Superior Court No. 927-358.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

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REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Consideration Continued

(Supervisor Shelley Excused from Voting)

Subdivision Appeal Findings]

Motion adopting findings sustaining the appeal and the disapproval of the decision of the Director of Public Works, which approved the Tentative Map for a proposed two-lot subdivision of Lot 40 in Assessor's Block 7542 of property located at 2 Everson Street, thereby disapproving the issuance of the Tentative Map.

File 59-92-1.4

Supervisor Britt Excused

Supervisor Britt requested to be excused from voting because he was absent when the public hearing was held on this matter.

Supervisor Hallinan, seconded by Supervisor Achtenberg, moved to excuse Supervisor Britt from voting.

Motion to excuse Supervisor Britt from voting adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

Supervisor Hallinan, seconded by Supervisor Achtenberg, moved to continue consideration to March 16, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Migden - 5.

Excused: Supervisors Britt, Shelley - 2.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

Recommendation of Finance Committee

Consideration Continued

Monday, March 9, 1992

[Housing Revenue Bond]

Resolution of the Board of Supervisors of the City and County of San Francisco authorizing the issuance, sale and delivery of City and County of San Francisco Multifamily Housing Revenue Bonds, (The Artark Apartments), 1991, Issue A, in a principal amount not to exceed one million seven hundred eighty thousand dollars (\$1,780,000); approving and authorizing the execution and delivery of an indenture of trust, a loan agreement and a regulatory agreement and declaration of restrictive covenants; and authorizing the execution and delivery of and approving other related documents and actions in connection therewith. (Supervisor Gonzalez)

File 170-91-8, Resolution No.

Supervisor Achtenberg, seconded by Supervisor Hallinan, moved to continue consideration to March 16, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Migden, Shelley - 6.

Absent: Supervisors Britt, Gonzalez, Kennedy, Maher, Ward - 5.

From Finance Committee "Without Recommendation"

Finally Passed

[Annual Appropriation Ordinance]

Ordinance amending Annual Appropriation Ordinance 1991-92 (Ordinance 261-91) by deleting portion of Section 10-1 relating to replacement of employees; adding Section 10.4 relating to early retiree positions. (Finance Committee)

File 101-91-49, Ordinance No. 83-92

(Deletes portion of Section 10-1;
Adds Section 10.4.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Migden, Shelley - 6.

Absent: Supervisors Britt, Gonzalez, Kennedy, Maher, Ward - 5.

Recommendation of Economic and Social Policy Committee

Finally Passed

[MBE/WBE Subcontracting Program]

Ordinance amending Administrative Code, relating to a race and

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gender conscious construction subcontracting Affirmative Action Program. (Supervisors Kennedy, Ward, Migden, Achtenberg, Hsieh, Shelley, Alioto, Gonzalez)

File 97-91-58, Ordinance No. 76-92

(Amends Sections 12D.5, 12D.8, 12D.9 and 12D.19.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Migden, Shelley - 6.

Absent: Supervisors Britt, Gonzalez, Kennedy, Maher, Ward - 5.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$4,468,423, Department of Public Health - DMSF, for permanent salaries-miscellaneous and related mandatory fringe benefits, overtime, medical services contract and printing, for the creation of nine positions. (Controller)

File 101-91-47, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Migden, Shelley - 6.

Absent: Supervisors Britt, Gonzalez, Kennedy, Maher, Ward - 5.

[Public Employment]

Ordinance amending Ordinance No. 304-91, Annual Salary Ordinance, 1991-1992, Department of Public Health, Mental Health and Substance Abuse Divisions, reflecting the addition of nine positions; companion measure to File 101-91-47. (Civil Service Commission)

File 102-91-15, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Migden, Shelley - 6.

Absent: Supervisors Britt, Gonzalez, Kennedy, Maher, Ward - 5.

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Appointment of President Pro Tempore

At the request of the President Pro Tempore, Supervisor Hallinan assumed the Chair so Supervisor Hsieh could participate in the debate from the floor.

[Government Funding]

Ordinance appropriating \$29,362, Airports Commission, for permanent salaries- miscellaneous and related mandatory fringe benefits, for the creation of three positions, for fiscal year 1991-92.
(Controller)

File 101-91-48, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

The President Pro Tempore resumed the Chair.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1991-92, Airports Commission, reflecting the addition of three positions (Classification 9212 Airfield Safety Officer); companion measure to File 101-91-48. (Civil Service Commission)

File 102-91-16, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

[Government Funding]

Ordinance appropriating \$1,832,309, Sheriff Department, for overtime, other equipment rentals, subsistence - persons, training, equipment purchase (automotive vehicles) and services of other departments Building Repair, fiscal year 1991-92. (Controller)

File 101-91-50, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

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Consideration Continued

[Government Funding]
Ordinance appropriating \$364,276, Sheriff Department, for subsistence - persons, for fiscal year 1991-92; an Emergency Measure. (Finance Committee)

File 101-91-50.1, Ordinance No.

Supervisor Britt, seconded by Supervisor Achtenberg, moved to continue consideration to March 16, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

Adopted

[Lease of Real Property]
Resolution authorizing a new lease of real property at 1155 Market Street, 3,636 net rentable square feet, rear area ground floor, for the Department of Public Health. (Real Estate Department)

File 64-92-3, Resolution No. 207-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

[Acquisition-Noise Easements]
Resolution authorizing the acquisition of 200 additional noise easements in the City of South San Francisco comprising their Phase VI Program. (Real Estate Department)

File 82-92-1, Resolution No. 208-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

[Acceptance of Grant of Easement]
Resolution authorizing acceptance of a grant of easement and

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agreement for public street purposes from the San Francisco Museum of Modern Art, and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-92-2, Resolution No. 198-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

Recommendations of City Services Committee

Consideration Continued

[Senior Services Plan Task Force]

Resolution creating a Senior Services Plan Task Force of eighteen members to be appointed by the Board of Supervisors, which shall hold neighborhood hearings, review studies and present to the Board by April 1, 1994, a written strategic plan containing findings regarding the projected service needs for seniors over a five year period, 1994-1999, an analysis of the fiscal implications of such services, and recommendations to develop greater collaboration between public and private agencies who provide services; an interim report shall be presented to the Board by April 1, 1993; urging the Mayor to urge the Commission on Aging to apply for grant funds to finance the Task Force's activities; the Task Force shall terminate on July 1, 1994. (Supervisors Gonzalez, Alioto, Achtenberg, Hsieh, Migden, Shelley)

File 30-91-2, Resolution No.

Supervisor Achtenberg, seconded by Supervisor Hallinan, moved to continue consideration to March 16, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

[Breast Cancer Hotline]

Resolution urging the Mayor to urge the Health Commission to create a breast cancer telephone hotline to provide information and referral resources, and requesting the Department of Public Health to prepare an annual report to the Board of Supervisors regarding breast cancer prevention, education and treatment in San Francisco. (Supervisors Gonzalez, Alioto, Achtenberg, Hsieh, Kennedy, Migden, Maher, Shelley)

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File 30-91-21, Resolution No.

Supervisor Achtenberg, seconded by Supervisor Hallinan, moved to continue consideration to March 16, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

Adopted

[Worker's Compensation]

Resolution urging his Honor the Mayor to urge the Retirement System Board to establish a Term Purchase Agreement with a third party administrator in order to reduce the caseloads of claims adjustors. (Supervisors Hsieh, Alioto, Achtenberg, Migden, Shelley)

File 180-91-1.1, Resolution No. 210-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

COMMITTEE REPORTS

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri;
Maurice Hardee.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

[Defend All Reproductive Rights Day]

Resolution declaring March 29, 1992 as Defend All Reproductive Rights Day in the City and County of San Francisco. (Supervisors Achtenberg, Migden, Shelley)

File 4-92-7, Resolution No. 205-92

Adopted.

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The foregoing item was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-10, Resolution No. 202-92

(Jim Gonzalez, member, Board of Supervisors, March 7 - 10; Bill Maher, member, Board of Supervisors, March 16; Raymond Baxter, Director of Health, March 14 - 20; Alan D. Becker, member, War Memorial Board of Trustees, April 2 - 7 and 9 - 23; Arnold Chin, member, Parking and Traffic Commission, February 27 - March 4; Gordon Chin, member, Public Utilities Commission, March 11 - 13 and April 26 - 28; Rina Cutler, Executive Director, Parking and Traffic, May 1 - 7; Thomas J. Elzey, General Manager, Public Utilities Commission, March 2 - 3; Sidney Chan, member, Recreation and Park Commission, March 4 - 5; Frankie J. Gillette, member, Human Rights Commission, March 5 - 9; Kevin Hagerty, Director, Parking and Traffic, May 1 - 7; Chark Lui, member, Film and Video Arts Commission, March 6 - 10; Paul Melbostad, member, Board of Permit Appeals, April 25 - May 18; Clare Murphy, General Manager, Retirement System, May 18 - 20; Sharon Owsley, member, Film and Video Arts Commission, February 23 - 29; Buck President, member, Redevelopment Agency, February 21 - 25; Angelo Quaranta, member, Parking and Traffic, March 12 - 15; Kenneth R. Romines, member, Public Library Commission, March 11 - 22; L.A. Turpen, Director of Airport, February 19 - 27; Joanne Chow Winship, Director of Cultural Affairs, Arts Commission, March 29 - April 1, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Street Closing]

Resolution authorizing temporary street closing of a portion of Sixteenth Street (two south bound lanes only), between Sanchez and Sharon Streets on Saturday, March 21, 1992 from 11:15 a.m. to 12:30 p.m. for mural dedication sponsored by Instituto Pro Musica De California.

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File 42-92-9, Resolution No. 203-92

Supervisor Alioto presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary street closing of a portion of Front Street, between California and Sacramento Streets, on Tuesday, March 17, 1992 from 2:30 p.m. to 10:30 p.m. for the St. Patrick Day Celebration sponsored by The Royal Exchange.

File 42-92-10, Resolution No. 204-92

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Board

[Joint Task Force on Voluntary Work Reduction]

Resolution creating a joint task force of the Mayor and Board of Supervisors to recommend a program of voluntary work reduction; to consider issues of the restructuring of the employee work week; and designating the responsibilities and membership of the task force. (Supervisor Migden presented.) Referred to Board March 16, 1992 For Adoption Without Committee Reference Calendar.

File 205-92-2

Request for Hearings:

File 257-91-3, By Supervisor Ward: To consider rebuttal argument concerning the appointment and removal of civil service exempt executives of the Recreation and Park Department by adding the Chief Veterinarian of the Zoo. Referred to Administration and Oversight Committee.

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File 265-91-3, By Supervisor Gonzalez: To consider rebuttal argument concerning mandating levels of funds for protection and maintenance of the City's infrastructure. Referred to Administration and Oversight Committee.

File 266-91-3, By Supervisor Ward: To consider rebuttal argument concerning deleting responsibility for the maintenance of inventories of materials, supplies and equipment of all departments and offices of the City and County of San Francisco. Referred to Administration and Oversight Committee.

File 273-91-3, By Supervisor Kennedy: To consider rebuttal argument concerning transferring the functions and personnel of the County Clerk to the Department of Governmental Services, City and County of San Francisco. Referred to Administration and Oversight Committee.

File 60-92-1.5, By Supervisor Gonzalez: To consider rebuttal argument concerning improving the heating system within the Civic Center Area. Referred to Finance Committee.

File 60-92-1.6, By Supervisor Gonzalez: To consider rebuttal argument concerning improving the Civic Center Plaza and Fulton Street Mall. Referred to Finance Committee.

File 60-92-1.7, By Supervisor Gonzalez: To consider rebuttal argument concerning enlarging the existing Civic Center Parking Garage or construction of adjacent parking garage. Referred to Finance Committee.

File 60-92-1.8, By Supervisor Gonzalez: To consider rebuttal argument concerning improvements to Golden Gate Park. Referred to Finance Committee.

File 184-92-1.3, By Supervisor Ward: To consider rebuttal argument concerning the question of dividing State of California into two states. Referred to Administration and Oversight Committee.

File 184-92-1.4, By Supervisor Ward: To consider rebuttal argument concerning being a part of the State of North California in the event the State of California is divided into two states. Referred to Administration and Oversight Committee.

File 285-92-1, By Supervisor Hallinan: To consider Proposition P which urges the State Legislature and the California Medical Association to restore cannabis to the list of available medicines to reduce the pain and suffering for the victims of debilitating diseases. Referred to City Services Committee.

Introduced by the President at the Request of Departments

Referred to Committee

File 101-91-56. [Government Funding] Ordinance appropriating \$450,000, Juvenile Probation, for training and various capital improvement project. (Controller) Finance.

Monday, March 9, 1992

File 101-91-57. [Government Funding] Ordinance appropriating \$43,386, Adult Probation, for permanent salaries, and related mandatory fringe benefits and materials and supplies, for the creation of three positions; companion measure to File 102-91-17. (Controller) Finance.

File 102-91-17. [Public Employment] Ordinance amending Annual Salary Ordinance, 1991-92, Adult Probation Department, reflecting the addition of three positions (Classification 1424 Clerk Typist (1) and Senior Probation Officer (2); companion measure to File 101-91-57. (Civil Service Commission) Finance.

File 36-92-1. [Zoning Amendment] Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the northwest and northeast sides of Howth Street at the north side of Geneva Avenue, Lots 2A, 2B, 2C, 3A and 3B in Assessor's Block 6947 and Lots 12A, 12C, 12E, 12F, and 22 in Assessor's Block 6948, from an RH-1 (House, One-Family) District to an RH-2 (House, Two Family) District. (Department of City Planning) Economic and Social Policy.

File 45-92-11. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of William Francis Carver against the City and County of San Francisco by payment of \$20,000. (City Attorney) Administration and Oversight.

File 82-92-3. [Sale of Easement] Ordinance authorizing the sale of a non-exclusive access easement over the Water Department's Bay Division Pipeline right-of-way in San Mateo County for the benefit of the adjoining landlocked property - \$75,000. (Real Estate Department) Finance.

File 97-92-11. Ordinance amending Administrative Code by adding Section 16.3-8 thereto, consolidating the duties of the Office of Recorder with those of the County Clerk. (Recorder) Administration and Oversight.

File 124-92-1. [Traffic Regulations] Ordinance amending various sections of the Traffic Code, to transfer from various departments to the Department of Parking and Traffic the authority to employ Parking Control Officers to enforce parking regulations; to place, maintain and remove traffic signs and markings; to authorize Parking Control Officers to request that standing vehicles be moved and to place chalk marks on tires of parked vehicles; to transfer the authority to place and maintain signs and markings giving notice of restricted traffic streets, vehicular turn restrictions and vehicular parking restrictions; to exempt City and County owned vehicles from the restricted street provisions and to grant entrance permits to owners of property abutting parking lots; to authorize Parking Control Officers to cite and/or remove vehicles illegally parked in Municipal parking lots or blocking private driveways; to authorize the Department of Parking and Traffic to temporarily restrict parking in case of parades, assemblages or emergencies or when necessary to facilitate construction work; to transfer the authority to designate truck loading zones, to erect signs regulating or restricting right and/or left hand turns; to

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designate, with Board approval, special parking zones indicated by appropriate signs or painted curbs, to regulate placement of street barriers and signs, to install "all-red-interval" traffic signals, turning markers and angle parking areas, to designate streets where parking of oversized vehicles is prohibited, to erect stop signs at intersections within two blocks of schools and to designate and mark bus zones; to authorize contractor's emergency parking; to authorize Parking Control Officers, in addition to police officers; to direct and control pedestrian traffic; to remove parked vehicles that obstruct traffic or that have been left standing for more than 72 hours; to authorize the Director of Parking and Traffic, as well as the Chief of Police, to adopt regulations relating to hearings and to conduct hearings; to transfer to the Director of Parking and Traffic the authority to enter into towing and storage contracts and to the Parking and Traffic Commission, acting jointly with the Police Commission, the authority to promulgate rules to carry out the intent of the Article; the responsibility for erecting speed limit signs; to regulate obstructions to traffic and to amend the definition of obstruction to traffic; subject to Board approval, to establish parking meter zones and to install meters and mark parking spaces therein; to approve and issue special permits to use parking meter zones for construction-related purposes; the authority to designate, with Board approval, parking meter zones, to requisition, install, maintain and repair meters, to install "short-time" meters (30 minute maximum) and to establish special motorcycle parking meter zones; to collect coins deposited in parking meters; authority for administering the Residential Parking Permit Program and the Carpool Permit Parking Program; to require action by both the Director of Parking and Traffic and the Director of Public Works to designate, subject to Board approval, interstate truck terminal routes and, in appropriate circumstances, to revoke such designated routes; the authority for administering the Diagonal Parking Program; and the authority for administering the Commercial Parking Program. (Department of Parking and Traffic) Administration and Oversight.

Referred to Committee

File 23-92-1. [Claims Against the Government] Resolution waiving the Statute of Limitations with respect to a warrant of the City and County of San Francisco, in the sum of \$114.40 a legal obligation of the City and County of San Francisco. (Health Service System) Finance.

File 23-92-2. [Claims Against the Government] Resolution waiving the Statute of Limitations with respect to a warrant of the City and County of San Francisco, in the sum of \$405.36 a legal obligation of the City and County of San Francisco. (Department of Public Health) Finance.

File 30-92-4. [AB 75 Capital Outlay Plan] Resolution authorizing amendment to the AB 75 Capital Outlay Plan for the City and County of San Francisco, as adopted by Resolution No. 125-91 to delete five San Francisco General Hospital Projects and to substitute in their place six other San Francisco General Hospital Projects. (Department of Public Health) Finance.

Monday, March 9, 1992

File 64-92-5. [Lease of Real Property] Resolution authorizing a new lease of real property at 680 8th Street, for the Department of Public Health, for offices of the Child Health and Disability Prevention Program and the California Children's Services Program. (Real Estate Department) Finance.

File 132-92-1. [Grant - Foundation Funds] Resolution authorizing the San Francisco Arts Commission to apply for, retroactively, accept and expend renewal of annual \$60,000 Burlington Resources Foundation Grant for support of high artistic standards and low-cost ticket prices at the 1992 POPS Series, and to ensure added revenues to benefit Art Commission Community Arts Program; waiving indirect costs. (Art Commission) Finance.

File 200-92-1. [Mileage of Maintained County Roads] Resolution requesting the State of California to increase by 0.5 miles to 850.9 miles that number of miles of maintained county roads in San Francisco; repealing Resolution No. 409-90. (Department of Public Works) City Services

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Shelley, that the City Attorney prepare legislation creating a Presidio Advisory Committee, comprised of 12 members (one nomination by each Supervisor and one nomination by the Mayor) to be appointed by the Board of Supervisors, and which will provide oversight for the Presidio planning process.

Motion Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Myrtle Britt (Entire Board)
Jeraldine Bookman (Supervisor Kennedy)

File 2-92-10

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:00 p.m. adjourned.

John L. Taylor, Clerk

Monday, March 9, 1992

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 21, 1992

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors





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Monday, March 16, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 16, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:22 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Noted absent at first roll call:

Supervisor Kennedy, Maher - 2.

Quorum present.

Supervisor Kennedy was noted present at 2:42 p.m.

Supervisor Maher was noted present at 3:53 p.m.

Privilege of the Floor

There being no objection, on motion by Supervisor Migden, seconded by Supervisor Achtenberg, the privilege of the floor was granted to Bill Talen and Anne Darrugh, actors from the play "Apple Pie".

The actors performed a scene from the play "Apple Pie", a political parody, which will be showing in San Francisco.

Supervisor Ward thanked the actors for sharing the performance with the Board of Supervisors.

The Board thereupon resumed its consideration of the following calendared items.

APPROVAL OF JOURNALS

Monday, March 16, 1992

There being no errors, corrections or omissions, Supervisor Gonzalez, seconded by Supervisor Hallinan, moved that the Journals of Proceedings for Monday, June 17 and 24, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

SPECIAL ORDER - 2:00 P.M.

Recommendations of Finance Committee

Adopted

[Ballot Argument]

Motion authorizing Ballot argument favoring Proposition A, a bond issue providing for construction or reconstruction of improvements to Golden Gate Park, at a cost of \$76,300,000. (Supervisors Gonzalez, Shelley, Mayor)

File 60-92-1.4

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to the ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

[Ballot Argument]

Motion authorizing Ballot argument favoring Proposition B, a bond issue providing for improvements to the Civic Center Plaza and Fulton Street Mall, at a cost of \$26,700,000. (Supervisor Gonzalez)

File 60-92-1.2

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to the ballot argument.

Monday, March 16, 1992

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

[Ballot Argument]

Motion authorizing Ballot argument favoring Proposition C, a bond issue providing for the enlargement of the existing Civic Center Parking Garage or construction of adjacent parking garage adjacent thereto, at a cost of \$24,000,000. (Supervisor Gonzalez)

File 60-92-1.3

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to the ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 8.

Absent: Supervisors Britt, Kennedy, Maher - 3.

[Ballot Argument]

Motion authorizing Ballot argument favoring Proposition D, a bond issue providing for improvements to the heating system within the Civic Center Area, at a cost of \$21,220,000. (Supervisor Gonzalez)

File 60-92-1.1

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to the ballot argument.

Amendment of the whole adopted by the following vote:

Monday, March 16, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

SPECIAL ORDER - 2:00 P.M.

Recommendations of Administration and Oversight Committee

Adopted

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition E, a charter amendment concerning the City's Infrastructure. (Supervisor Gonzalez)

File 265-91-2

Supervisor Hallinan, seconded by Supervisor Migden, moved an amendment of the whole to the ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 8.

Noes: Supervisors Britt, Ward - 2.

Absent: Supervisor Maher - 1.

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Noes: Supervisors Achtenberg, Britt, Migden, Ward - 4.

Absent: Supervisor Maher - 1.

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition F, a charter amendment relating to the County Clerk. (Supervisor Kennedy)

File 273-91-2

Monday, March 16, 1992

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to the ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition G, a charter amendment relating to the Chief Zoo Veterinarian. (Supervisor Ward)

File 257-91-2

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition H, a charter amendment relating to storerooms control. (Supervisor Ward)

File 266-91-2

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole to ballot argument.

Monday, March 16, 1992

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Tabled

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition I, a declaration of policy relating to Northern California/Southern California. (Supervisor Maher)

File 184-92-1.1

Supervisor Ward, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition J, a declaration of policy relating to San Francisco in Northern California. (Supervisor Ward)

File 184-92-1.2

Supervisor Ward, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

CONSENT CALENDAR

Severed from Consent Calendar

Monday, March 16, 1992

Supervisor Hsieh requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$802,083, Department of Public Works, for capital improvement project (Market Street Thoroughfare Project), for fiscal year 1991-92. (Controller)

File 101-91-54, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$4,468,423, Department of Public Health - DMSF, for permanent salaries-miscellaneous and related mandatory fringe benefits, overtime, medical services contract and printing, for the creation of nine positions. (Controller)

File 101-91-47, Ordinance No. 91-92

Finally passed.

[Public Employment]

Ordinance amending Ordinance No. 304-91, Annual Salary Ordinance, 1991-1992, Department of Public Health, Mental Health and Substance Abuse Divisions, reflecting the addition of nine positions; companion measure to File 101-91-47. (Civil Service Commission)

File 102-91-15, Ordinance No. 92-92

Finally passed.

Monday, March 16, 1992

[Government Funding]

Ordinance appropriating \$29,362, Airports Commission, for permanent salaries-miscellaneous and related mandatory fringe benefits, for the creation of three positions, for fiscal year 1991-92. (Controller)

File 101-91-48, Ordinance No. 87-92

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1991-92, Airports Commission, reflecting the addition of three positions (Classification 9212 Airfield Safety Officer); companion measure to File 101-91-48. (Civil Service Commission)

File 102-91-16, Ordinance No. 88-92

Finally passed.

[Government Funding]

Ordinance appropriating \$1,832,309, Sheriff Department, for overtime, other equipment rentals, subsistence - persons, training, equipment purchase (automotive vehicles) and services of other departments Building Repair, fiscal year 1991-92. (Controller)

File 101-91-50, Ordinance No. 89-92

Finally passed.

[Government Funding]

Ordinance appropriating \$17,730, Public Administrator, for permanent salaries, related mandatory fringe benefits, other contractual services, other services, telephone and materials and supplies, for fiscal year 1991-92. (Controller)

File 101-91-51, Ordinance No. 90-92

Finally passed.

[Golden Gate Park Golf Course Lease]

Ordinance approving a five-year lease with Thigpen, Ltd., Inc., for establishing and operating a professional golf shop and snack bar concession at Golden Gate Park Golf Course, San Francisco, California. (Recreation and Park Department)

File 62-92-1, Ordinance No. 85-92

Finally passed.

Monday, March 16, 1992

Adopted

[Sublease of Real Property]

Resolution authorizing a sublease of real property at 1380 Howard Street, 1,198 net rentable square feet, ground floor, for the Department of Public Health, office space for Substance Abuse Services. (Real Estate Department)

File 64-92-4, Resolution No. 217-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Robert Léwis against the City and County by payment of \$7,500. (City Attorney)

File 45-92-6, Ordinance No.

(Superior Court No. 920-032.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Tae Boon Kim and Judy Yim against the City and County by payment of \$8,000. (City Attorney)

File 45-92-7, Ordinance No.

(Municipal Court No. 057-237.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Alison Wright v. City and County, et al., by payment of \$120,000. (City Attorney)

File 45-92-8, Ordinance No.

(United States District Court Nos. C89-3390/3724 JPV.)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Caesar Ascarrunz, et al., against the City and County by payment of \$70,000. (City Attorney)

Monday, March 16, 1992

File 45-92-9, Ordinance No.

(Superior Court No. 933-767.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Augusto Cano against the City and County by payment of \$25,000. (City Attorney)

File 45-92-10, Ordinance No.

(Superior Court No. 882-401.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of City and County v. Harvey Peters, Greyhound Lines, Inc., et al., upon receipt of the sum of \$12,500 and dismissal of complaint. (City Attorney)

File 46-92-2, Ordinance No.

(Municipal Court No. 042-979.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Sony Corporation of America by of \$11,650. (City Attorney)

File 48-92-4, Resolution No. 216-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Monday, March 16, 1992

(Supervisor Ward absent.)

(Supervisors Britt and Shelley excused from voting.)

[Subdivision Appeal Findings]

Motion adopting findings sustaining the appeal and the disapproval of the decision of the Director of Public Works, which approved the Tentative Map for a proposed two-lot subdivision of Lot 40 in Assessor's Block 7542 of property located at 2 Everson Street, thereby disapproving the issuance of the Tentative Map.

File 59-92-1.4

Supervisor Ward Excused From Voting

Supervisor Ward requested to be excused from voting because she did not hear testimony at prior meeting.

Supervisor Hsieh, seconded by Supervisor Britt, moved to excuse Supervisor Ward from voting:

Motion to excuse Supervisor Ward from voting adopted by the following voting:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

The roll was called on the main motion and it was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Migden - 6.

Noes: Supervisor Hsieh - 1.

Excused: Supervisors Britt, Shelley, Ward - 3.

Absent: Supervisor Maher - 1.

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$364,276, Sheriff Department, for subsistence - persons, for fiscal year 1991-92; an emergency measure. (Finance Committee)

File 101-91-50.1, Ordinance No. 84-92

Finally passed by the following vote:

Monday, March 16, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Passed for Second Reading

[Automobile Detailing Lease Documents]
Ordinance approving and adopting Golden Gateway Garage Automobile Detailing legal documents and authorization to lease. (Real Estate Department)

File 47-92-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Finally Passed

[Lease of Property]
Ordinance authorizing and approving sublease of City-owned property at 25 Van Ness Avenue, portion of Lower Level (Lot 4, Block 834) to the New Conservatory Children's Theatre Company and School, a non-profit corporation, commencing retroactively on November 1, 1991. (Real Estate Department)

File 65-92-2, Ordinance No. 86-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Rereferred to Committee

[Housing Revenue Bond]
Resolution of the Board of Supervisors of the City and County of San Francisco authorizing the issuance, sale and delivery of City and County of San Francisco Multifamily Housing Revenue Bonds, (The Artark Apartments), 1991, Issue A, in a principal amount not to exceed one million seven hundred eighty thousand dollars (\$1,780,000); approving and authorizing the execution and delivery of an indenture of trust, a loan agreement and a regulatory agreement and declaration of restrictive covenants; and authorizing the execution and delivery of and approving other related documents and actions in connection therewith. (Supervisor Gonzalez)

File 170-91-8, Resolution No.

Monday, March 16, 1992

Supervisor Gonzalez, seconded by Supervisor Hsieh, moved to rerefer to Finance Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Recommendations of City Services Committee

Adopted

[Senior Services Plan Task Force]

Resolution creating a Senior Services Plan Task Force of eighteen members to be appointed by the Board of Supervisors, which shall hold neighborhood hearings, review studies and present to the Board by April 1, 1994, a written strategic plan containing findings regarding the projected service needs for seniors over a five year period, 1994-1999, an analysis of the fiscal implications of such services, and recommendations to develop greater collaboration between public and private agencies who provide services; an interim report shall be presented to the Board by April 1, 1993; urging the Mayor to urge the Commission on Aging to apply for grant funds to finance the Task Force's activities; the Task Force shall terminate on July 1, 1994. (Supervisors Gonzalez, Alioto, Achtenberg, Hsieh, Migden, Shelley, Kennedy, Ward)

File 30-91-2, Resolution No. 214-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Maher - 2.

Adopted as Amended

[Breast Cancer Hotline]

Resolution urging the Mayor to urge the Health Commission to create a breast cancer telephone hotline to provide information and referral resources, and requesting the Department of Public Health to prepare an annual report to the Board of Supervisors regarding breast cancer prevention, education and treatment in San Francisco. (Supervisors Gonzalez, Alioto, Achtenberg, Hsieh, Kennedy, Migden, Maher, Shelley, Ward)

File 30-91-21, Resolution No. 215-92

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved to amend the title, on line two by inserting "multi-lingual" before "breast cancer" and on page two, line one by inserting "multi-lingual" before "breast cancer".

Monday, March 16, 1992

Motion to amend adopted by the following vote:

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Maher - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$848,889, Hetch Hetchy, for professional services and non work order services of other departments - City Attorney, rescinding \$848,889 from various capital improvements projects. (Controller)

File 101-91-52, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Maher - 2.

[Government Funding]

Ordinance appropriating \$3,000,000, for benefit payoff - miscellaneous, Controller's Office; placing \$3,000,000 on reserve. (Supervisor Gonzalez)

File 101-91-55, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

[Government Funding]

Ordinance appropriating \$37,440, Adult Probation, for permanent salaries and related mandatory fringe benefits and materials and supplies, for the creation of three positions, for fiscal year 1991-92. (Controller)

File 101-91-57, Ordinance No.

Monday, March 16, 1992

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Ward - 1.

[Public Employment]

Ordinance amending Ordinance No. 304-91, Annual Salary Ordinance, 1991-92, reflecting the addition of three positions in the Adult Probation Department; companion measure to File 101-91-57. (Civil Service Commission)

File 102-91-17, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Ward - 1.

Consideration Continued

[Parking/Traffic Fees - Payment by Credit Card or "ATM"]
Ordinance amending Administrative Code, to authorize the Department of Parking and Traffic to accept credit and ATM cards for the payment of fees, bails and other charges rendered by the City and County of San Francisco. (Department of Parking and Traffic)

File 97-92-10, Ordinance No.

(Adds Section 10.11-3.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to March 23, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted

[Home Program]

Resolution authorizing the Mayor to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed eight million two hundred six thousand dollars (\$8,206,000) for the Home Program

Monday, March 16, 1992

authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the Home Program Description. Direct and indirect costs associated with the acceptance of these grant funds will be paid by Community Development Block Grant Funds. (Supervisor Ward)

File 68-92-4, Resolution No. 218-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Tax Sale]

Resolution authorizing Tax Collector to sell at private sale to contiguous owners certain parcels of tax-defaulted real property. (Tax Collector)

File 166-92-1, Resolution No. 220-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[Emergency Contract]

Resolution authorizing the Department of Public Health, San Francisco General Hospital, to enter into emergency contracts providing for retroactive payments to Tempositions Health Care, Inc., and Western Medical Services. (Department of Public Health)

File 172-92-5, Resolution No. 221-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

[World Cup Soccer License and Operating Agreement]

Resolution authorizing Recreation and Park Department to enter into agreement to license Candlestick Park for 1994 World Cup Soccer Games. (Supervisors Gonzalez, Hsieh)

File 193-92-1, Resolution No. 222-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Monday, March 16, 1992

[Budget Analyst Audit]

Motion directing the Budget Analyst to conduct an audit of Marina Yacht Harbor facilities. (Supervisor Hsieh)

File 165-92-2

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Recommendation of Administration and Oversight Committee

Adopted

[Appointment]

Resolution appointing member to the Park and Open Space Advisory Committee, for unexpired portion of term ending July 15, 1992. (Administration and Oversight Committee)

File 92-92-7, Resolution No. 219-92

(Nan McGuire, vice Lynne A. Williams, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley E. Salieri;
Storm Jenkins.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

(The following two items were acted upon separately.)

Adopted as Amended

[Joint Task Force on Voluntary Work Reduction]

Resolution creating a joint task force of the Mayor and Board of

Monday, March 16, 1992

Supervisors to recommend a program of voluntary work reduction; to consider issues of the restructuring of the employee work week; and designating the responsibilities and membership of the task force. (Supervisor Migden)

File 205-92-2, Resolution No. 225-92

Supervisor Migden, seconded by Supervisor Achtenberg, moved an amendment of the whole entitled "Creating a joint Task Force of the Mayor and Board of Supervisors to recommend a program of voluntary work reduction; to consider issues of the restructuring of the employee work week; and designating the responsibilities and membership of the Task Force."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

Adopted

[Live/Work Commercial Condominium Project]
Motion approving final map of 801 Minnesota Street, a live/work condominium project, being a resubdivision of Lot 24, in Assessor's Block 4107; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-6

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-11, Resolution No. 200-92

(Roberta Achtenberg, member, Board of Supervisors, April 2 - 12;
Terence Hallinan, member, Board of Supervisors, April 7 - 19;
James Herman, member, Port Commission, March 31 - April 3, 1992.)

Adopted.

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Adopted

[California State Budget]

Resolution urging the Governor not to eliminate podiatry as an optional Medi-Cal benefit.

File 12-92-10, Resolution No. 199-92

Supervisors Alioto and Shelley presented for immediate adoption.

Adopted.

The foregoing items were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 11.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Redevelopment Agency Budget and Bonds]

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1991-92; the issuance of not to exceed \$1,000,000 of tax allocation bonds; an appropriation of \$100,000 for fiscal year 1991-92; and an amendment to the indebtedness limitation agreement. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 161-91-5

Referred to Board

[AB 2601 and AB 3019]

Resolution supporting AB 2601 (Friedman) and AB 3019 (Vasconcellos), two State legislative measures relating to protecting against employment discrimination based on sexual orientation. (Supervisors Britt, Migden, Achtenberg, Alioto presented.) Referred to Board March 23, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-11

Referred to Committee

[California State Aids Budget]

Resolution urging the State to augment the Aids budget by \$15.1 million. (Supervisor Alioto presented.) Referred to City Services Committee.

File 12-92-12

Monday, March 16, 1992

[Opposing Senate Bill 982]

(DRAFT) Resolution opposing Senate Bill 982 which assigns criminal status to any sexual activity of HIV infected individuals, protected or otherwise, without prior partner notification, and encouraging the State of California to fund HIV education and prevention programs. (Supervisor Britt presented). Referred to City Services Committee.

File 12-92-13

Referred to Board

[Freedom of Choice Act]

Resolution endorsing the Freedom of Choice Act (H.R. 25, Edwards) which declares that a State may not restrict the right of a woman to choose to terminate a pregnancy before fetal viability. (Supervisor Shelley presented.) Referred to Board March 23, 1992 For Adoption Without Committee Reference Calendar.

File 13-92-4

[Civil Rights for Asian Americans]

Resolution endorsing the U.S Commission on Civil Rights Report "Civil Rights Facing Asian Americans in the 1990's" and urging Departments in the City and County of San Francisco to review and implement the recommendations therein. (Supervisor Shelley presented.) Referred to Board March 23, 1992 For Adoption Without Committee Reference Calendar.

File 13-92-5

Referred to Committee

[Lease of Real Property]

Resolution authorizing a new lease of real property at 1360 Mission Street for the Department of Public Health. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 65-92-5

[African American Art Museum]

Resolution urging the Mayor to urge the Board of Trustees of the Fine Arts Museum and the Asian Art Commission to establish available space for an African and African American Art Museum, or recommend suitable space for an African and African American Art Museum. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 287-92-1

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Referred to Board

[San Francisco State University Fee Increase]
Resolution endorsing the right of students of San Francisco State University to free speech, and asking the Governor, the Chancellor of SFSU and the CSU Board of Trustees to find the funding necessary to maintain the CSU system without increasing the students tuition beyond the legal limit. (Supervisor Kennedy presented.) Referred to Board March 23, 1992 For Adoption Without Committee Reference Calendar.

File 288-92-1

Motions

Referred to Committee

[Small Business Advisory Commission]
Directing the Clerk of the Board to send a letter to the Mayor in support of the Small Business Advisory Commission. (Supervisor Alioto presented.) Referred to Administration and Oversight Committee.

File 54-92-1

Referred to Board

[Giants Economic Impact Report]
Directing the Budget Analyst to prepare an economic impact report related to different possible locations for siting the Giants Baseball Team. (Supervisor Alioto presented.) Referred to Board March 23, 1992 For Adoption Without Committee Reference Calendar.

File 165-92-4

Request for Hearings:

File 20-92-4, By Supervisor Ward: To consider installation of sound devices for the blind at traffic signals. Referred to Economic and Social Policy Committee.

File 115-92-2, By Supervisor Gonzalez: To consider legislation which would amend Section 351 of the Planning Code allowing a variance for the library without paying normal variance or conditional use fees established in the Planning Code. Referred to Finance Committee.

File 286-92-1, By Supervisors Achtenberg and Migden: To consider the clean up costs incurred following the Lesbian/Gay Freedom Day Parade. Referred to Economic and Social Policy Committee.

Monday, March 16, 1992

Introduced by the President at the Request of Departments

Referred to Committee

File 101-91-58. [Government Funding] Ordinance appropriating \$4,282,200, Chief Administrative Officer, for capital improvement project (Moscone Center Expansion Project). RO #91148. (Controller) Finance

File 101-91-59. [Government Funding] Ordinance appropriating \$380,000, Department of Public Health, San Francisco General Hospital, for capital improvement project (Nuclear Laboratory Relocation). RO #91151. (Controller) Finance

File 101-91-60. [Government Funding] Ordinance appropriating \$28,800, Department of Real Estate, for acquisition costs (air rights). RO #91187. (Controller) Finance

File 81-91-3.2. [Zoning Map Change] Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 645 Haight Street, Lot 29, Assessor's Block 861 from an NC-1 Neighborhood Commercial Cluster and Haight Street Affordable Housing Special Use District; and adopting findings pursuant to Planning Code Section 101.1; companion measure to Files 81-91-3 and 81-91-3.1. (Department of City Planning) Economic and Social Policy

Referred to Committee

File 7-92-2. [Public Transportation] Resolution approving proposed discontinuance of service on the 83-Pacific West of Franklin and replacement during weekday daytime hours only by an extension of the 12-Folsom; companion measure to File 7-92-2.1. (Public Utilities Commission). Scheduled for Public Hearing before Board on March 30, 1992 at 3:00 p.m.

File 7-92-2.1. [Public Transportation] Resolution disapproving proposed discontinuance of service on the 83-Pacific West of Franklin and replacement during weekday daytime hours only by an extension of the 12-Folsom; companion measure to File 7-92-2. (Public Utilities Commission) Scheduled for Public Hearing before Board on March 30, 1992 at 3:00 p.m.

File 25-92-1. [Contracting Out City Services] Resolution concurring with the Controller's certification that security services can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services) Finance

File 25-92-2. [Contracting Out City Services] Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Airports Commission) Finance

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File 38-92-8. [Acceptance of Gift] Resolution accepting a gift to the San Francisco Public Library of \$823,012 from the Library Foundation of San Francisco for design fees associated with carpeting, bookstacks and other elements of the New Main Library. (Public Library) Finance

File 38-92-9. [Acceptance of Gift] Resolution authorizing the Department of Public Health to accept a cash gift of \$8,351 from the Visiting Nurses and Hospice to Laguna Honda Hospital, for patient activities. (Department of Public Health) Finance

File 38-92-10. [Acceptance of Gift] Resolution authorizing the Department of Public Health to accept a cash gift in the amount of \$15,600 from the Estate of Anna A. Seebe to Laguna Honda Hospital, for patient activities not presently funded by the City and County of San Francisco. (Department of Public Health) Finance

File 38-92-11. [Acceptance of Gift] Resolution authorizing the Department of Public Health to accept a cash gift of \$30,000 from the Estate of Henry Picard to Laguna Honda Hospital, for patient activities. (Department of Public Health) Finance

File 48-92-5. [Settlement of Claim] Resolution approving the settlement of the unlitigated claim of Joyce Hennessey by payment of \$10,229. (City Attorney) Administration and Oversight.

File 81-91-3.1. [Final Negative Declaration] Resolution adopting Final Negative Declaration, finding and determining that the addition of Planning Code Section 249.12 to establish an Affordable Housing Special Use District, and the construction of up to 20 residential units on Lot 29 in Tax Assessor's Block 861 will have no significant impact on the environment; and adopting and incorporating findings of the Final Negative Declaration; companion to Files 81-91-3, 81-91-3.1. (Department of City Planning) Economic and Social Policy

File 94-92-1. [Grant - State Funds] Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$437,000 including an estimated \$30,900 of indirect costs from 1991-92 State Traffic System Management funds for the Municipal Railway. (Public Utilities Commission) Finance

File 132-92-2. [Grant - State Funds] Resolution authorizing the San Francisco Art Commission to apply for, accept and expend \$68,000 of California Arts Council Funds to support information and referral services to artists seeking combined living and studio space; to provide arts education resources linking school and community centers to artists and arts organizations; and to coordinate and stimulate the exchange of ideas and information among the arts communities, the public and city government with the participation of local, state and national resources; 2 percent for indirect costs will be included. (Art Commission) Finance.

File 146-92-15. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$14,661,192, from the Health Resources and Services Administration to continue funding the Ryan White

Monday, March 16, 1992

Comprehensive AIDS Resources Emergency (Care-Title I Formula) Disaster Relief Grant; waiving indirect costs. (Department of Public Health) Finance

File 146-92-16. [Grant - State Funds] Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to accept and expend a grant of \$510,628, which includes indirect costs in the amount of \$35,666 based on twenty percent of salaries, from the State Department of Health Services, for the Hepatitis B Immunization Demonstration Project. (Department of Public Health) Finance

File 146-92-17. [Grant - Private and State Funds] Resolution authorizing the Department of Public Health, Central Administration, as subgrantee, in collaboration with the State Department of Mental Health, as primary grantee, to accept and expend a grant augmentation of \$158,408, which includes indirect costs in the amount of \$7,819 based on nine percent of salaries and other allowable costs, from the Robert Wood Johnson Foundation for the provision of a system of care for children and youth who are seriously emotionally disturbed and their families. (Department of Public Health) Finance

File 146-92-18. [Grant - State Funds] Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse, to apply for a grant of \$25,000, which includes indirect costs in the amount of \$1,190, based on five percent of the total award of \$25,000, from the Department of Development Disabilities for socialization groups for Asian Developmentally Disabled Children. (Department of Public Health) Finance

File 146-92-19. [Grant - Federal Funds] Resolution authorizing the Department of Public Health, Community Public Health Services, STD Control Division, to apply for a grant of \$250,000, which includes indirect costs in the amount of \$25,000, based on ten percent of the total award from the Centers for Disease Control for development of a computer based quality assurance system for STD clinic medical records. (Department of Public Health) Finance

File 147-92-2. [Grant - Federal Funds] Resolution authorizing the City Librarian to apply for funds not to exceed \$879,935 available through the California State Library from Title II of the Library Services and Construction Act for Public Library construction, which includes indirect costs of the amount of \$43,997 or five percent of the total. (Public Library) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that the City Attorney draft appropriate legislation to prohibit a motor vehicle over 18 feet long or over 8 feet wide from parking in a residential district between the hours of 10:00 p.m. and 6:00 a.m.

Monday, March 16, 1992

By Supervisor Gonzalez, that a letter be sent to the Director, Department of Parking and Traffic inquiring whether the Department can investigate the citizen's request for a stop sign or signal light on Dolores and 19th Streets.

By Supervisor Gonzalez, that the City Attorney prepare legislation amending Planning Code Section 351 to allow a variance for the library without paying normal variance or conditional use fees established in the Planning Code.

By Supervisor Gonzalez, that a letter be sent to the Director, Department of Parking and Traffic inquiring whether the Department can investigate the requests made by the Glen Park Association regarding implementing a "traffic volume and parking demand" study for the Glen Park Area which duplicates the parameters of 1973-74 study and the problem of illegally parked vehicles at the BART short-term parking lot located on Bosworth Street.

By Supervisor Migden, that a letter be sent to the Chief Administrative Officer inquiring as to what is the current bonded indebtedness of the City and County of San Francisco? What is the bond capacity limit in dollars as set by the Charter? What bond proposals have been submitted for consideration for the November, 1992 general election? What bond proposals might be under consideration for the June, 1993 ballot or beyond?

By Supervisor Shelley, that a letter be sent to the Director, Social Services Department inquiring as to whether there exists a security policy to ensure that recipients of General Assistance and other funds administered by the Department who must stand in line are to do so without threat to their safety.

File 2-92-11

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:00 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

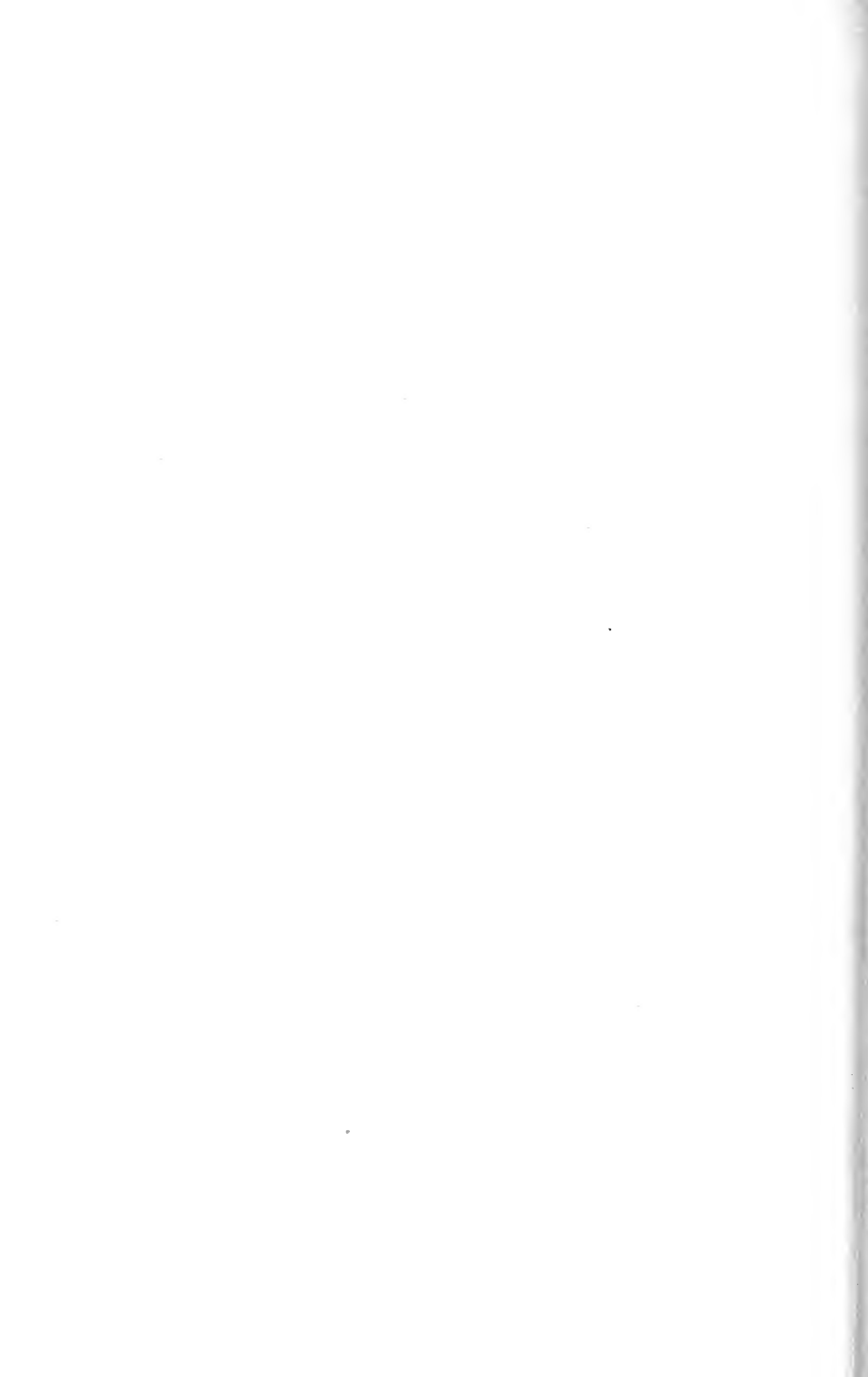
Monday, March 16, 1992

Approved by the Board of Supervisors on January 4, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







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No. 12

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Monday, March 23, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 23, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Noted absent at first roll call:

Supervisors Kennedy, Maher - 2.

Quorum present.

Supervisor Kennedy was noted present at 2:12 p.m.

Supervisor Maher was noted present at 2:23 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Gonzalez, seconded by Supervisor Migden, moved that the Journals of Proceedings for Monday, July 1 and 8, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

SPECIAL ORDER - 2:00 P.M.

Recommendations of Finance Committee

Monday, March 23, 1992

Adopted

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition A, a bond issue providing for construction or reconstruction of improvements to Golden Gate Park, at a cost of \$76,300,000. (Supervisor Gonzalez)

File 60-92-1.8

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 7.

Absent: Supervisors Alioto, Britt, Kennedy, Maher - 4.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition B, a bond issue providing for improvements to the Civic Center Plaza and Fulton Street Mall, at a cost of \$26,700,000. (Supervisor Gonzalez)

File 60-92-1.6

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Maher - 3.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition C, a bond issue providing for the enlargement of the existing Civic Center Parking Garage or construction of a parking garage adjacent thereto, at a cost of \$24,000,000. (Supervisor Gonzalez)

File 60-92-1.7

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Maher - 3.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition D, a bond issue providing for improvements to the

Monday, March 23, 1992

heating system within the Civic Center Area, at a cost of \$21,220,000. (Supervisor Gonzalez)

File 60-92-1.5

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Maher - 3.

SPECIAL ORDER - 2:00 P.M.

were

From Administration and Oversight Committee

(The following items ~~will be~~ considered by the committee at a special meeting at 10:00 a.m., Monday, March 23, 1992. The Chair ~~may~~ request the committee to send the measures to the board as a committee report.)

Adopted

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition E concerning mandating levels of funds for protection and maintenance of the City's infrastructure. (Supervisor Gonzalez)

File 265-91-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley - 7.

Noes: Supervisors Achtenberg, Britt, Migden, Ward - 4.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition G concerning the appointment and removal of civil service exempt executives of the Recreation and Park Department by adding the Chief Veterinarian of the Zoo. (Supervisor Ward)

File 257-91-3

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Maher - 2.

Monday, March 23, 1992

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition H concerning deleting responsibility for the maintenance of inventories of materials, supplies and equipment of all departments and offices of the City and County of San Francisco. (Supervisor Ward)

File 266-91-3

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Absent: Supervisors Alioto, Maher - 2.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Hsieh requested that the following measures be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$37,440, Adult Probation, for permanent salaries and related mandatory fringe benefits and materials and supplies, for the creation of three positions, for fiscal year 1991-92. (Controller)

File 101-91-57, Ordinance No. 103-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Migden, Shelley, Ward - 7.

No: Supervisor Hsieh - 1.

Absent: Supervisors Alioto, Britt, Maher - 3.

[Public Employment]

Ordinance amending Ordinance No. 304-91, Annual Salary Ordinance, 1991-92, reflecting the addition of three positions in the Adult Probation Department; companion measure to File 101-91-57. (Civil Service Commission)

File 102-91-17, Ordinance No. 104-92

Monday, March 23, 1992

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Kennedy, Migden, Shelley, Ward - 7.

No: Supervisor Hsieh - 1.

Absent: Supervisors Alioto, Britt, Maher - 3.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Finally Passed

[Government Funding]

Ordinance appropriating \$848,889, Hetch Hetchy, for professional services and non-work order services of other departments - City Attorney, rescinding \$848,889 from various capital improvements projects. (Controller)

File 101-91-52, Ordinance No. 101-92

Finally passed.

[Government Funding]

Ordinance appropriating \$3,000,000, for benefit payoff, miscellaneous, Controller's Office; placing \$3,000,000 on reserve. (Supervisor Gonzalez)

File 101-91-55, Ordinance No. 93-92

Finally passed.

[Automobile Detailing Lease Documents]

Ordinance approving and adopting Golden Gateway Garage Automobile Detailing legal documents and authorization to lease. (Real Estate Department)

File 47-92-1, Ordinance No. 100-92

Finally passed.

Adopted

[AB 75 Capital Outlay Plan]

Resolution authorizing amendment to the AB 75 Capital Outlay Plan for the City and County, as adopted by Resolution No. 125-91 to delete five San Francisco General Hospital Projects and to

Monday, March 23, 1992

substitute in their place six other San Francisco General Hospital Projects. (Department of Public Health)

File 30-92-4, Resolution No. 235-92

Adopted.

[Lease of Real Property]

Resolution authorizing a new lease of real property at 680 8th Street, for the Department of Public Health, for offices of the Child Health and Disability Prevention Program and the California Children's Services Program. (Real Estate Department)

File 64-92-5, Resolution No. 236-92

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for funds not to exceed \$879,935 available through the California State Library from Title II of the Library Services and Construction Act for public library construction, which includes indirect costs in the amount of \$43,997 or five percent of the total. (Public Library)

File 147-92-2, Resolution No. 226-92

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Robert Lewis against the City and County by payment of \$7,500. (City Attorney)

File 45-92-6, Ordinance No. 94-92

(Superior Court No. 920-032.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Tae Boon Kim and Judy Yim against the City and County by payment of \$8,000. (City Attorney)

File 45-92-7, Ordinance No. 95-92

Monday, March 23, 1992

(Municipal Court No. 057-237.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Alison Wright v. City and County, et al., by payment of \$120,000. (City Attorney)

File 45-92-8, Ordinance No. 96-92

(United States District Court Nos. C89-3390/3724 JPV.)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Caesar Ascarrunz, et al., against the City and County by payment of \$70,000. (City Attorney)

File 45-92-9, Ordinance No. 97-92

(Superior Court No. 933-767.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Augusto Cano against the City and County by payment of \$25,000. (City Attorney)

File 45-92-10, Ordinance No. 98-92

(Superior Court No. 882-401.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of City and County v. Harvey Peters, Greyhound Lines, Inc., et al., upon receipt of the sum of \$12,500 and dismissal of complaint. (City Attorney)

File 46-92-2, Ordinance No. 99-92

(Municipal Court No. 042-979.)

Finally passed.

Monday, March 23, 1992

The foregoing items on the Consent Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 8.

Absent: Supervisors Alioto, Britt, Maher - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]
Ordinance appropriating \$802,083, Department of Public Works, for capital improvement project (Market Street Thoroughfare Project), for fiscal year 1991-92. (Controller)

File 101-91-54, Ordinance No. 102-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 10.

Absent: Supervisor Shelley - 1.

Passed for Second Reading

[Parking/Traffic Fees - Payment by Credit Card or "ATM"]
Ordinance amending Administrative Code, to authorize the Department of Parking and Traffic to accept credit and ATM cards for the payment of fees, bails and other charges rendered by the City and County of San Francisco. (Department of Parking and Traffic)

File 97-92-10, Ordinance No.

(Adds Section 10.11-3.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

NEW BUSINESS

Monday, March 23, 1992

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$450,000, Juvenile Probation, for training and various capital improvement projects, for fiscal year 1991-92; placing reserve on \$333,392. (Controller)

File 101-91-56, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

[Sale of Easement]

Ordinance authorizing the sale of a non-exclusive access easement over the Water Department's Bay Division Pipeline right-of-way in San Mateo County for the benefit of the adjoining landlocked property - \$75,000. (Real Estate Department)

File 82-92-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

Adopted

[Claims Against the Government]

Resolution waiving the Statute of Limitations with respect to a warrant of the City and County, in the sum of \$114.40 a legal obligation of the City and County. (Health Service System)

File 23-92-1, Resolution No. 233-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

[Claims Against the Government]

Resolution waiving the Statute of Limitations with respect to a warrant of the City and County, in the sum of \$405.36 a legal obligation of the City and County. (Department of Public Health)

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File 23-92-2, Resolution No. 234-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

[Grant - Foundation Funds]

Resolution authorizing the Art Commission to apply for, retroactively, accept and expend renewal of annual \$60,000 Burlington Resources Foundation Grant for support of high artistic standards and low-cost ticket prices at the 1992 POPS Series, and to ensure added revenues to benefit Art Commission Community Arts Program; waiving indirect costs. (Art Commission)

File 132-92-1, Resolution No. 237-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 9.

Absent: Supervisors Britt, Shelley - 2.

[Grant - State Funds]

Resolution authorizing the Art Commission to apply for retroactively, accept, and expend \$68,000 of California Arts Council Funds to support information and referral services to artists seeking combined living and studio space; to provide arts education resources linking schools and community centers to artists and arts organizations; and to coordinate and stimulate the exchange of ideas and information among the arts communities, the public and city government with the participation of local, state and national resources; 2 percent for indirect cost will be included. (Art Commission)

File 132-92-2, Resolution No. 238-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 8.

Absent: Supervisors Alioto, Britt, Shelley - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$419,108, which includes indirect costs in the amount of \$10,899, based on 10 percent of personnel costs, including fringe benefits, from the

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personnel costs, including fringe benefits, from the California Department of Health Services to continue funding the AIDS Medi-Cal Waiver Program; providing for ratification of action previously taken. (Department of Public Health)

File 146-92-13, Resolution No. 239-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Shelley - 3.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$8,309,963, from the Health Resources and Services Administration to continue funding the Ryan White Comprehensive AIDS Resources Emergency (Care-Title I Formula) Disaster Relief Grant; waiving indirect costs and providing for ratification of action previously taken and granting an extension for compliance with the City's Disability Access Ordinance. (Department of Public Health)

File 146-92-14, Resolution No. 223-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Shelley - 3.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$14,661,192, from the Health Resources and Services Administration to continue funding the Ryan White Comprehensive AIDS Resources Emergency (Care-Title I Supplement) Disaster Relief Grant; waiving indirect costs and granting an extension for compliance with the City's Disability Access Ordinance; placing reserve on \$1,270,000. (Department of Public Health)

File 146-92-15, Resolution No. 224-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher, Migden, Ward - 7.

Absent: Supervisors Britt, Gonzalez, Hallinan, Shelley - 4.

Monday, March 23, 1992

Recommendation of Administration and Oversight Committee

Adopted

[Salary Standardization]

Motion extending to and including April 20, 1992, the date for passage for second reading, and extending to and including April 27, 1992, the date for the final adoption of the Salary Standardization Ordinance for persons employed by the City and County, the Community College District and the Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the City Charter. (Administration and Oversight Committee)

File 106-92-1.1

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

From Administration and Oversight Committee
Without Recommendation

Consideration Continued

[Annual Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, Section 8.401 and Section 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1992. (Civil Service Commission)

File 106-92-1, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Kennedy, moved to continue consideration to April 20, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

PUBLIC COMMENT

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The privilege of the floor was granted to the following person:

Dehnert Queen.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Supervisor Kennedy requested that following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[San Francisco State University Fee Increase]
Resolution endorsing right of students of San Francisco State University to free speech, and asking the Governor, Chancellor of SFSU and CSU Board of Trustees to find the funding necessary to maintain CSU system without increasing the students tuition beyond legal limit. (Supervisors Kennedy, Migden, Ward, Hallinan)

File 288-92-1, Resolution No. 240-92

(March 16, 1992 - Introduced in Board for consideration March 23, 1992.)

Supervisor Kennedy, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

Supervisor Hallinan requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

Monday, March 23, 1992

[Giants Economic Impact Report]

Motion directing the Budget Analyst to prepare an economic impact report related to different possible locations for siting the Giants Baseball Team. (Supervisor Alioto)

File 165-92-4

(March 16, 1992 - Introduced in Board for consideration March 23, 1992.)

Supervisor Hallinan, seconded by Supervisor Maher, moved to refer to Committee.

Motion to refer to Administration and Oversight Committee adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[AB 2601 and AB 3019]

Resolution supporting AB 2601 (Friedman) and AB 3019 (Vasconcellos), two State legislative measures relating to protection against employment discrimination based on sexual orientation. (Supervisors Britt, Migden, Achtenberg, Alioto, Shelley, Ward)

File 12-92-11, Resolution No. 230-92

(March 16, 1992 - Introduced in Board for consideration March 23, 1992.)

Adopted.

[Freedom of Choice Act]

Resolution endorsing the Freedom of Choice Act (H.R. 25, Edwards) which declares that a State may not restrict the right of a woman to choose to terminate a pregnancy before fetal viability. (Supervisor Shelley)

File 13-92-4, Resolution No. 231-92

(March 16, 1992 - Introduced in Board for consideration March 23, 1992.)

Adopted.

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[Civil Rights for Asian Americans]

Resolution endorsing the U.S Commission on Civil Rights Report "Civil Rights Facing Asian Americans in the 1990's" and urging Departments in the City and County of San Francisco to review and implement the recommendations therein. (Supervisor Shelley)

File 13-92-5, Resolution No. 232-92

(March 16, 1992 - Introduced in Board for consideration March 23, 1992.)

Adopted.

The foregoing items on the For Adoption Without Reference To Committee Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-12, Resolution No. 212-92

(Carole Migden, member, Board of Supervisors, April 24 - May 1; Philip Armour, member, Commission on the Aging, March 19 - 28 and April 10 - 15; Peter Ashe, member, Retirement Board, April 9 - 10, May 19 - 22, June 15 - 16 and June 24 - 25; Raymond Baxter, Director of Health, March 27 - April 3; Patricia Carson, member, Public Utilities Commission, April 18 - 26; Sharon Duvall, member, Airports Commission, March 18 - 19; Laurence Griffin, member, Fire Commission, April 17 - 23; James Herman, member, Port Commission, April 1; John Kriken, member, Arts Commission, March 14 - 25; Charles Morrow, member, Fire Commission, March 19 - April 2; Clare Murphy, General Manager, Retirement Board, May 5 - 8; Patrick Murphy, President, Airports Commission March 17 - 18; Harry Parker, III, Director, Fine Arts Museums, March 27 - April 3; Frederick Postel, Chief of Fire Department, May 8 - 14; Buck Bagot, President, Redevelopment Agency, March 12 - 17; Roselyne Swig, member, Public Library Commission, March 8 - 10; G. Evan Weeth, Agricultural Commissioner, Department of Agriculture and Weights and Measures, April 20 - May 8, 1992.)

Adopted.

Monday, March 23, 1992

[California 500]

Resolution recognizing the "California 500" which will benefit the National Council for the Blind of Ireland, and convey sincere wishes to all the participants in the office.

File 4-92-8, Resolution No. 213-92

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Richard Evans, Director of Public Works]

Resolution honoring Richard J. Evans, Director of Public Works, on the occasion of his retirement.

File 4-92-9, Resolution No. 211-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 10.

Absent: Supervisor Maher - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Political Activity By City Employees]

Ordinance amending Chapter 16 of the Administrative Code, by repealing Article XIV, establishing the Assassination Survivorship Fund, and adding a new Article XIV, regulating political activity by City employees. (Supervisor Ward presented.) Referred to Administration and Oversight Committee.

File 97-92-13

[Rent Board]

Ordinance amending the San Francisco Administrative Code by amending Section 37.8, to provide that appeals to the Board must be filed on the next business day if the final day for filing is a Saturday, Sunday or legal holiday. (Supervisor Achtenberg presented.) Referred to Economic and Social Policy Committee.

File 97-92-14

Monday, March 23, 1992

[Rent Board]

Ordinance amending the San Francisco Administrative Code by adding Section 37.8A thereto to provide for a voluntary expedited hearing procedure for certain types of hearings. (Supervisor Achtenberg presented.) Referred to Economic and Social Policy Committee.

File 97-92-15

[Planning Fees]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by amending Article 3.5, Section 351(d) thereof and Article 3.5A, Section 351(e) thereof to put a limit on the amount of fees to be paid for conditional use or variance by a non-revenue generating City Department. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 115-92-2

Referred to Board

[Worthy Wages for Child Care]

Resolution declaring April 9, 1992 Child Care Worthy Wage Day. (Supervisor Achtenberg presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 4-92-10

[AB 3825]

Resolution urging the San Francisco Assembly Delegation to support AB 3825, The Civil Rights Restoration Act of 1992. (Supervisor Achtenberg presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-15

[SB 1577 (Kopp)]

Resolution supporting SB 1577, a measure relating to the disclosure of confidential information concerning a public social services applicant or recipient to a law enforcement agency. (Supervisor Hsieh presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-16

[California Supreme Court]

Resolution supporting keeping California Supreme Court in San Francisco. (Supervisor Maher presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-17

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Referred to Committee

[Acceptance of Gift]

Resolution accepting a gift from the Library Foundation of San Francisco on behalf of the San Francisco Building and construction Trades Council for services valued at \$125,000, for the demolition, asbestos abatement and removal of debris of the structure known as 100 Larkin Street on Marshall Square in Civic Center. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the April 1, 1992 meeting.

File 38-92-12

Referred to Board

[Redesignation of LEA]

Resolution redesignating the Bureau of Environmental Health Services as the Local Enforcement Agency for Solid Waste Management. (Supervisor Gonzalez presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 57-92-3

Referred to Committee

[Independent Hearing Panel]

Resolution appointing the Board of Supervisors for the City and County of San Francisco as the hearing panel to act as the local appeals body for solid waste issues. (Supervisor Gonzalez presented.) Referred to Administration and Oversight Committee.

File 57-92-4

[Grant - Federal Funds]

Resolution authorizing the Mayor of the City and County of San Francisco to apply for a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed Four Million Dollars (\$4,000,000) for the acquisition, rehabilitation and construction of a facility for homeless substance abusers, which includes detoxification, residential treatment and sober housing services. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the April 1, 1992 meeting.

File 68-92-5

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Bay Counties District Council of Carpenters. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-2

Monday, March 23, 1992

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with International Association of Machinists and Aerospace Workers Local 1327. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-3

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Building Material & Construction Teamsters, Local 216. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-4

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with San Francisco Building Inspectors. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-5

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Teamsters, Local 856. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-6

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Sheet Metal Workers, Local 104. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-7

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Pile Drivers, Local 34. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-8

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Municipal Real Property Officers of San Francisco. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-9

Monday, March 23, 1992

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Operating Engineers, Local 3/Deputy Sheriff's Association. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-10

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Municipal Attorneys' Association of San Francisco. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-11

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Sanitary Truck Drivers and Helpers Teamsters, Local 350. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-12

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Municipal Executives Association. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-13

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Association of Personnel Professionals. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee.

File 93-92-14

Referred to Board

[Grant - State Funds]

Resolution authorizing the Juvenile Probation Department to accept and expend funds in the amount of \$1,970,838.00 from the State of California Department of the Youth Authority for the purpose of performing deferred maintenance and correcting life, health and safety deficiencies at Youth Guidance Center pursuant to the County Correctional Facilities Capital Expenditure and Youth Facilities Bond Act of 1988 (Proposition 86), the provisions of which do not allow for the reimbursement of indirect costs. (Supervisor Gonzalez presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 141-92-1

Monday, March 23, 1992

[Matt Boxer Stadium]

Resolution urging the Mayor to urge the Recreation and Park Commission to rename Balboa Stadium Matt Boxer Stadium. (Supervisor Shelley presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 193-92-2

[San Francisco Film and Video Commission]

Resolution welcoming the production of the film, Ghost Rider, to San Francisco and urging the Mayor to assure full staffing of the Film and Video Commission and to take all steps possible to aid film production. (Supervisor Alioto presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 196-92-1

Motion

Referred to Board

[Department of Social Services Management Audit]

Directing Budget Analyst to prepare a management audit of the Department of Social Services. (Supervisor Migden presented.) Referred to Board March 30, 1992 For Adoption Without Committee Reference Calendar.

File 165-92-5

Request for Hearings:

File 94-91-4.2, By Supervisor Gonzalez: To consider release of \$658,610 from budgetary reserve of 1991-92 Federal Administration Section Capital Funds. Referred to Finance Committee.

File 97-92-16, By Supervisor Hallinan: To consider legislation amending the Administrative Code placing the Film and Video Commission under the control of the Chief Administrative Officer. Referred to Administration and Oversight Committee.

File 118-92-2 By Supervisor Alioto: To consider legislation to ban smoking in eating areas in City office space. Referred to City Services Committee.

File 118-92-3 By Supervisor Alioto: To consider legislation to ban smoking in schools. Referred to City Services Committee.

File 127-92-2 By Supervisor Ward: To consider legislation amending Part III, San Francisco Municipal Code amending Section 807 relating to Stadium Operator Admissions Tax. Referred to Finance Committee.

Introduced by the President at the Request of Departments

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Referred to Committee

File 101-91-62. [Government Funding] Ordinance appropriating \$860,720, Port Commission, for EDP Service - EIPSC and Prop J/CSC, outside training, data/word processing equipment and data processing equipment lease/purchase, subject of previous budgetary denial for training. RO #91194. (Controller) Finance

File 101-91-63. [Government Funding] Ordinance appropriating \$1,000,257, Department of Public Works, for capital improvement project (Street Reconstruction and Renovation). RO #91195. (Controller) Finance

File 47-92-2. [Fifth and Mission Public Parking Garage 1992 Lease] Ordinance approving and authorizing the execution and delivery of a Fifth and Mission Public Parking Garage 1992 Lease, approving and authorizing the execution and delivery of an agreement among the City and County of San Francisco, the Parking Authority of the City and County of San Francisco, the City of San Francisco Uptown Parking Corporation and the City of San Francisco Downtown Parking Corporation, approving the issuance of the City of San Francisco Downtown Parking Corporation Revenue Bonds, Series 1992; and authorizing and ratifying the execution and delivery of such bonds, all in connection with the financing of seismic retrofit improvements and the expansion of the Fifth and Mission Public Parking Garage. (Department of Parking and Traffic) Finance

File 97-92-12. [Environmental Review Fees] Ordinance amending the Administrative Code by amending Sections 31.46 and 31.46A concerning fees for non-profit organizations; companion measure to Files 115-92-4 and 115-92-5. (Department of City Planning) Finance

File 115-92-3. [City Planning Code Amendment] Ordinance amending the City Planning Code, by adding Section 176.1 to create an administrative hearing procedure to enforce planning code requirements and a procedure to recover administrative costs of enforcement through assessment and lien. (Department of City Planning) Finance

File 115-92-4. [Planning Fees] Ordinance amending the City Planning Code by amending Sections 351, 361 and 362, of Article 3.5 and amending Sections 351, 362 and 363 of Article 3.5A, to exclude exemptions to nonprofit organizations from planning fees, and extending payment of planning fees to time of building permit issuance for certain nonprofit housing developers (January 30, 1992 version). (Department of City Planning) Finance

File 115-92-5. [Planning Fees] Ordinance amending the City Planning Code by amending Sections 351, 361 and 362, of Article 3.5 and amending Sections 351, 362 and 363 of Article 3.5A, to exclude exemptions to nonprofit organizations from planning fees, and extending payment of planning fees to time of building permit issuance for certain nonprofit housing developers (February 13, 1992 version). (Department of City Planning) Finance

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Referred to Committee

File 12-92-14. [AB 3297] Resolution supporting AB 3297 adjusting salaries and number of personnel of Superior and Municipal Courts. (Municipal Court) Finance

File 20-92-5. [Traffic Regulations] Resolution enacting traffic regulation on Commercial Street, 600 block between Montgomery and Kearny Streets (Street closed to vehicular traffic, 11:00 a.m. to 3:00 p.m. Monday through Friday). (Department of Traffic and Parking) Economic and Social Policy

File 21-92-1. [Sewer Service Charge] Resolution adopting and imposing schedules of sewer service and industrial cost recovery charges to be paid by users for Fiscal Year 1992-93 pursuant to Part II, Chapter X, Article 4.1 and 4.2 of the Public Works Code; providing for a severability clause. (Chief Administrative Officer) Scheduled for Public Hearing Before Board on April 13, 1992 at 3:00 p.m.

File 25-92-3. [Contracting Out City Services] Resolution concurring with the Controller's certification that legal process server services can be practically performed for the District Attorney, Family Support Bureau, by a private contractor for a lower cost than similar services performed by City and County employees. (District Attorney Family Support Bureau) Finance

File 25-92-4. [Contracting Out City Services] Resolution approving the Controller's certification that Parking Management Services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees at presently budgeted levels. (Airports Commission) Finance

File 48-92-6. [Settlement of Claim] Resolution approving the settlement of the unlitigated claim of Melvin Clay Berger by payment of \$20,302.82. (City Attorney) Administration and Oversight

File 96-92-3. [Extension of an Option for Purchase of Air Rights] Resolution authorizing the City and County of San Francisco to expend term of an option to purchase certain air rights from the Society of California Pioneers, above their building at 456 McAllister Street, also known as Assessor's Block 766, Lot 4; companion measure to Files 101-90-48, 96-91-2 and 96-91-2.1. (Real Estate Department). Finance

File 133-92-1. [Grant - State Funds] Resolution authorizing Chief Administrative Officer of the City and County of San Francisco to accept and expend \$68,173 in funds from the California Integrated Waste Management Board (CIWMB) in the form of a discretionary grant to be used for the Household Hazardous Waste Management Program; waiving indirect costs. (Chief Administrative Officer) Finance

File 146-92-20. [Grant - Private Funds] Resolution authorizing the Department of Public Health, Family Health Bureau, to apply for grants totaling \$142,385, from the Walter and Elise Haas Foundation,

Monday, March 23, 1992

the San Francisco Foundation, the Kaiser Foundation and the Stuart Foundation, for adolescent pregnancy/STD prevention services, waiving indirect costs. (Department of Public Health) Finance

File 146-92-21. [Grant - State Funds] Resolution authorizing the Department of Public Health, Bureau of Toxics, to apply for a grant of \$50,000, which includes indirect costs in the amount of \$5,000, based on twenty percent of salaries, from the California Department of Fish & Game, Office of Oil Spill Prevention and Response, for a plan to prepare for the respond to oil spills. (Department of Public Health) Finance

File 146-92-22. [Grant - State Funds] Resolution authorizing the Department of Public Health, Community Mental Health, to apply for a grant of \$63,333, from the State Department of Rehabilitation and to enter into a cooperative program agreement and a case service contract with the San Francisco Department of Rehabilitation District to provide vocational services to mentally ill psychiatric clients; waiving indirect costs. (Department of Public Health) Finance

File 150-92-1. [Grant - Federal Funds] Resolution authorizing the Recreation and Park Department to apply for funds of \$50,000, which includes indirect costs of \$1,800 or approximately 3.6 percent of the total grant award, from the Federal Urban Park and Recreation Recovery Act of 1978, for the Workrecreation at Latchkey Program. (Recreation and Park Department) Finance

File 153-92-3. [Grant - Federal Funds] Resolution authorizing the Department of Social Services to expend a supplement grant of \$59,009, which will include indirect costs equal to \$2,950 of the amount, from the Department of Health and Human Services, Office of Human Development Services. (Department of Social Services) Finance

File 172-92-6. [Emergency Contract] Resolution authorizing the Department of Public Health, San Francisco General Hospital, to enter into emergency contracts providing for retroactive payments to Nor-Cal Medical Temps and Western Medical Services. (Department of Public Health) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that the City Attorney prepare legislation to ban smoking in eating areas in City office space.

By Supervisor Alioto, that the City Attorney prepare legislation to ban smoking in schools.

By Supervisor Hallinan, that the City Attorney prepare legislation amending the Administrative Code to place the Film and Video Commission under the control of the Chief Administrative Officer.

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By Supervisor Kennedy, that a letter be sent to Chief of the San Francisco Police Department urging him to continue the mounted and motorcycle patrols in Dolores Park for at least one year.

By Supervisor Kennedy, that the City Attorney review the court decision, State of California vs. County of San Diego, regarding the State's formula for allocating property tax dollars and advise the Board as to the impact this decision will have on San Francisco.

By Supervisor Kennedy, that the City Attorney to determine the feasibility of making San Francisco Parks, the Mission, OMI, Hunter's Point, Western Addition, Bernal Heights, all Public Housing sites, Visitation Valley, Richmond District, Sunset District and Chinatown drug free zones; if this is feasible, then request that the appropriate legislation be prepared to make the above areas drug free zones.

By Supervisor Shelley, that the City Attorney prepare legislation which would require the tax collector to withhold business license renewal if the business has outstanding litter violations.

By Supervisor Shelley, that the City Attorney prepare legislation which would increase the fine for illegal dumping from \$52 to \$500.

By Supervisor Shelley, that the City Attorney prepare legislation to regulate the steam-cleaning of metal grease collectors and filters on sidewalks.

By Supervisor Shelley, that the City Attorney prepare legislation which would allow additional Department of Public Works personnel to issue litter citations.

By Supervisor Shelley, that the City Attorney prepare legislation allowing DPW environmental control officers to cite for litter violations without having to obtain a signature.

By Supervisor Shelley, that the City Attorney prepare legislation requiring trucks carrying cargo through San Francisco to have cargo secured.

By Supervisor Shelley, that the City Attorney prepare legislation establishing a level of cleanliness so that sidewalks are maintained free of grime and debris.

By Supervisor Shelley, that the City Attorney prepare legislation establishing a litter revolving fund for the collection of all fines and penalties associated with litter infractions.

By Supervisor Shelley, that the City Attorney prepare legislation authorizing parking control officers to issue citations for litter violations.

By Supervisor Shelley, that the City Attorney prepare legislation increasing fine for street-cleaning parking tickets from \$15 to \$20.

By Supervisor Ward, that the City Attorney prepare legislation requiring San Francisco to prepare a socioeconomic impact report

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prior to taking action on local legislation regarding the reclassification of the use of property for commercial or residential use, housing density, the designation of historic districts or landmark structures, or the adoption or amendment of the general plan.

By Supervisor Ward, that the City Attorney prepare legislation amending Part III, San Francisco Municipal Code amending Section 807 relating to Stadium Operator Admissions Tax. (File 127-92-2)

By Supervisor Ward, that the Clerk of the Board send letters, on behalf of the entire Board to City Officials about to retire who have had significant contact with the Board, of thanks for their good services.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Tony Trevizo (Supervisor Migden)

File 2-92-12

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:37 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

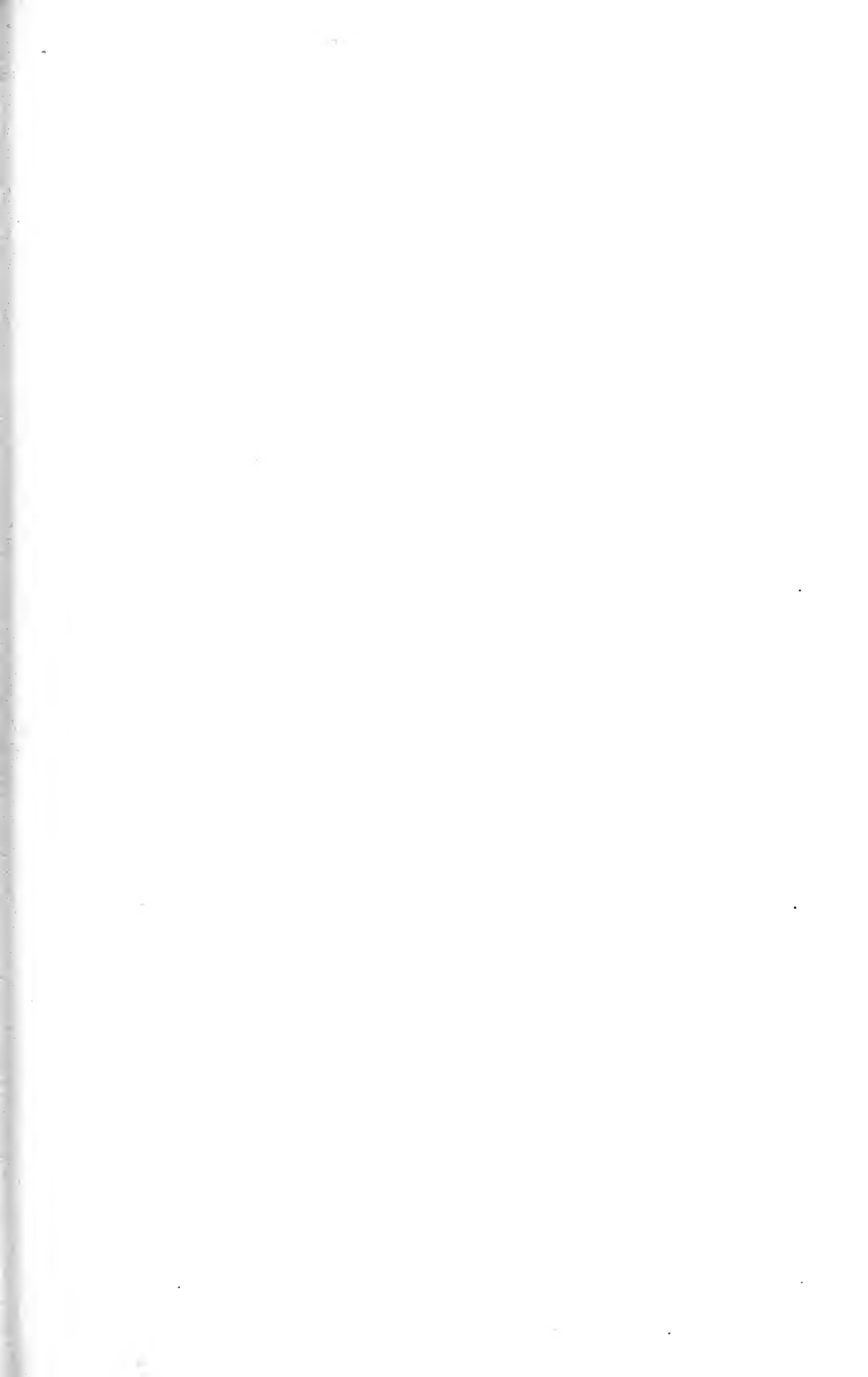
Monday, March 23, 1992

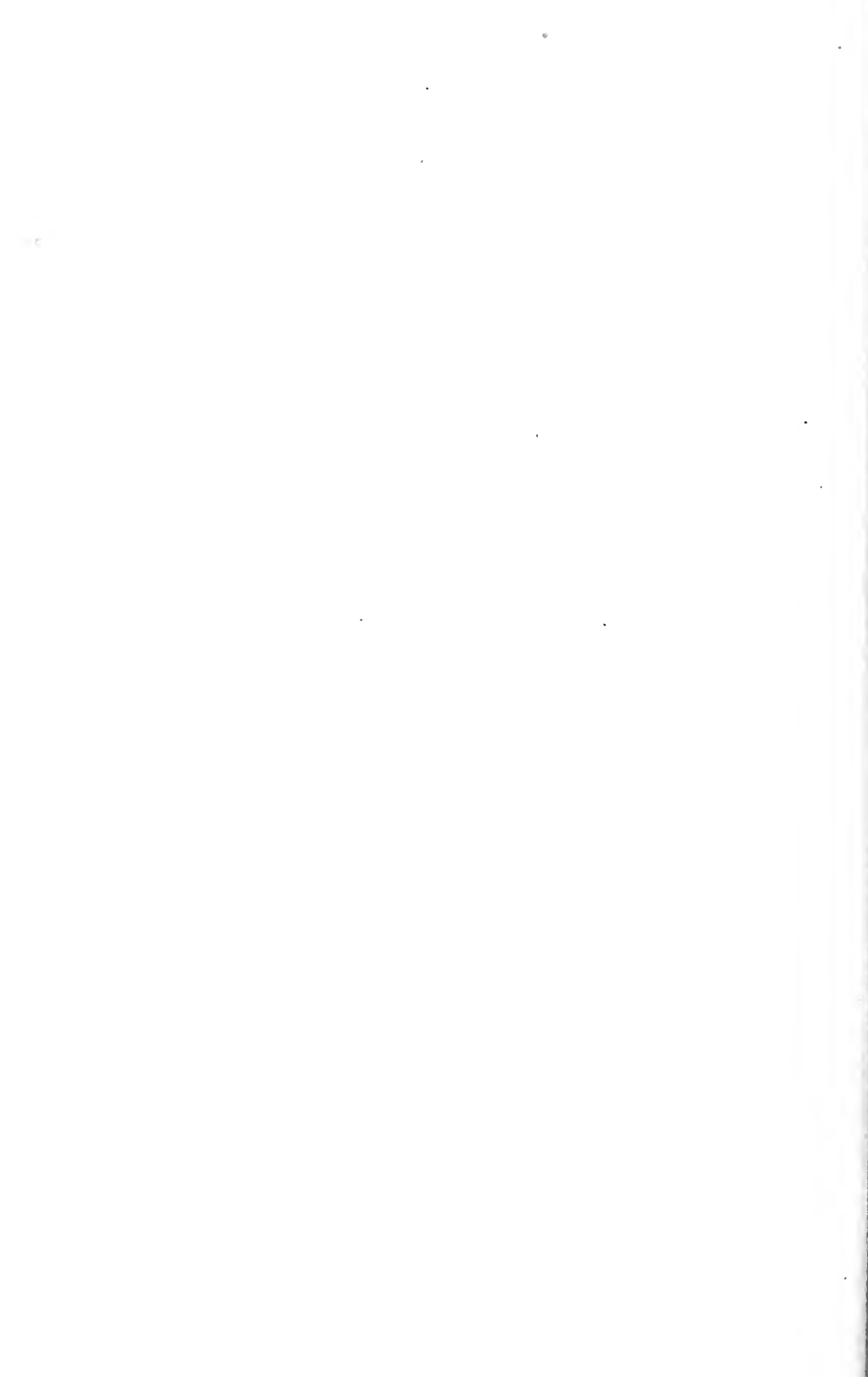
Approved by the Board of Supervisors on January 4, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







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No. 13

DOCUMENTS DEPT.

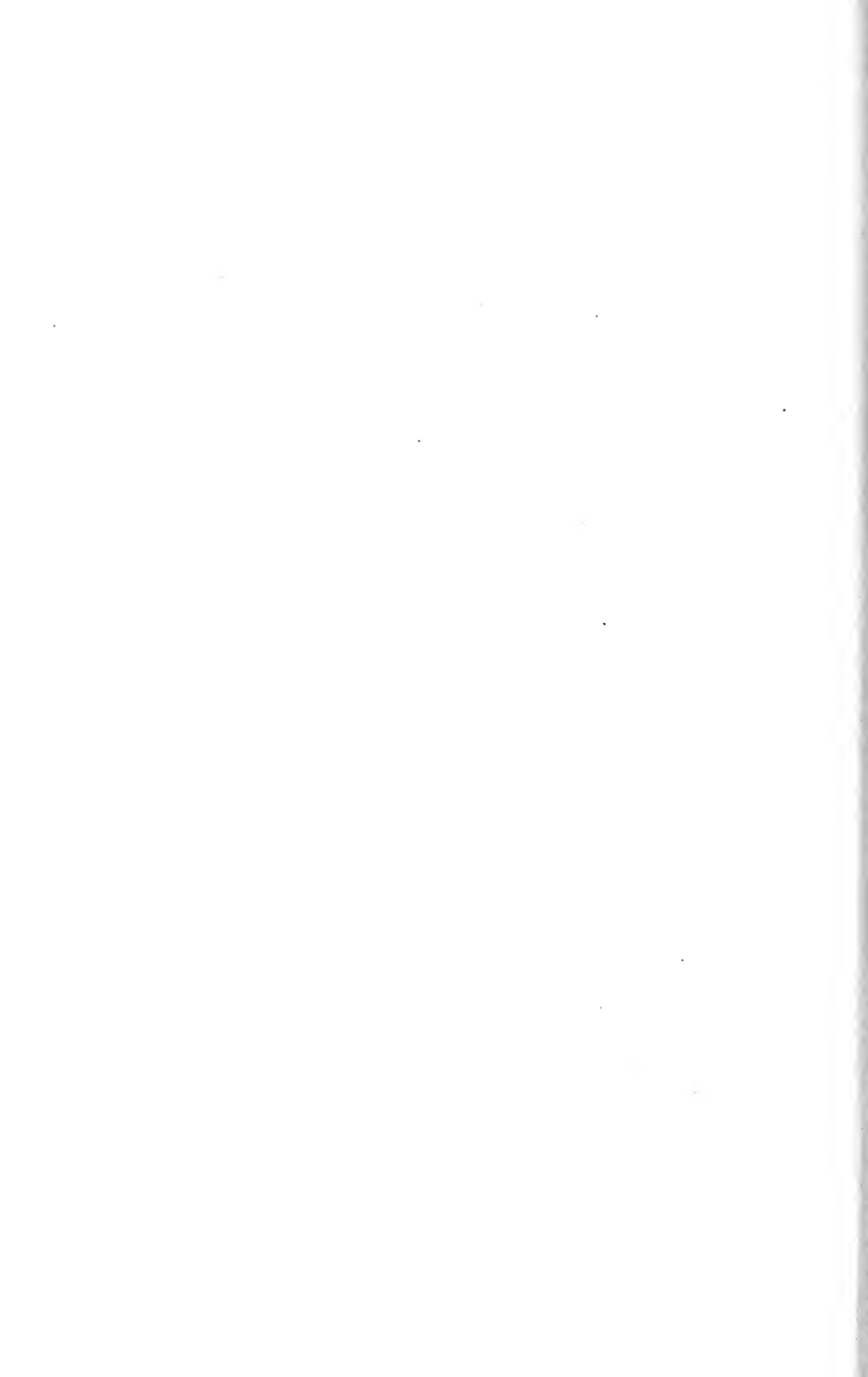
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Monday, March 30, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 30, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Doris M. Ward presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 9.

Noted absent at first roll call:

Supervisors Britt, Hsieh - 2.

Quorum present.

Supervisor Britt was excused. (See infra.)

Supervisor Hsieh was noted present at 2:16 p.m.

Supervisor Britt Excused

President Ward announced she has excused Supervisor Britt, because of car trouble, from the meeting until his arrival.

Presentation of Guest

Supervisor Kennedy introduced and welcomed the new Director of the Office of Citizens Complaints, Alfreda Davis Porter.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Migden, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, July 15, 1991, be approved.

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Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Kennedy, Maher, Migden, Shelley, Ward - 7.

Absent: Supervisor Britt, Gonzalez, Hallinan, Hsieh - 4.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$450,000, Juvenile Probation, for training and various capital improvement projects, for fiscal year 1991-92; placing reserve on \$333,392. (Controller)

File 101-91-56, Ordinance No. 107-92

Finally passed.

[Sale of Easement]

Ordinance authorizing the sale of a non-exclusive access easement over the Water Department's Bay Division Pipeline right-of-way in San Mateo County for the benefit of the adjoining landlocked property - \$75,000. (Real Estate Department)

File 82-92-3, Ordinance No. 105-92

Finally passed.

[Parking/Traffic Fees - Payment by Credit Card or "ATM"]

Ordinance amending Administrative Code, to authorize the Department of Parking and Traffic to accept credit and ATM cards for the payment of fees, bails and other charges rendered by the City and County of San Francisco. (Department of Parking and Traffic)

File 97-92-10, Ordinance No. 106-92

(Adds Section 10.11-3.)

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$4,282,200, Chief Administrative Officer, for capital improvement project (Moscone Center Expansion Project), for fiscal year 1991-92. (Controller)

Monday, March 30, 1992

File 101-91-58, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating \$380,000, Department of Public Health, San Francisco General Hospital, for capital improvement project (Nuclear Laboratory Relocation), for fiscal year 1991-92. (Controller)

File 101-91-59, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating \$28,800, Department of Real Estate, for acquisition costs (air rights), for fiscal year 1991-92. (Controller)

File 101-91-60, Ordinance No.

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Airports Commission)

File 25-92-2, Resolution No. 251-92

Adopted.

[Acceptance of Gift]

Resolution accepting a gift of the Public Library of \$823,012 from the Library Foundation of San Francisco for design fees associated with carpeting, bookstacks and other elements of the new main library. (Public Library)

File 38-92-8, Resolution No. 252-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse, to apply for a grant of \$25,000, which includes indirect costs in the amount of \$1,190, based on five

Monday, March 30, 1992

percent of the total award of \$25,000, from the Department of Development Disabilities for socialization groups for Asian Developmentally Disabled Children. (Department of Public Health)

File 146-92-18, Resolution No. 271-92

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, STD Control Division, to apply for a grant of \$250,000, which includes indirect costs in the amount of \$25,000, based on ten percent of the total award from the Centers for Disease Control for development of a computer based quality assurance system for STD clinic medical records. (Department of Public Health)

File 146-92-19, Resolution No. 272-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Toxics, to apply for a grant of \$50,000, which includes indirect costs in the amount of \$5,000, based on 20 percent of salaries, from the California Department of Fish and Game, Office of Oil Spill Prevention and Response, for a plan to prepare for and respond to oil spills. (Department of Public Health)

File 146-92-21, Resolution No. 274-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of William Francis Carver against the City and County by payment of \$20,000. (City Attorney)

File 45-92-11, Ordinance No.

(Superior Court No. 925-864.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of

Monday, March 30, 1992

Joyce Hennessey by payment of \$10,229. (City Attorney)

File 48-92-5, Resolution No. 258-92

Adopted.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections at various locations. (Economic and Social Policy Committee)

File 18-92-5, Resolution No. 245-92

(Stop Signs - Establish

45th Avenue and Geary Boulevard, northwest and southeast corners, stopping 45th Avenue traffic;

22nd and Capp Streets, northeast and southwest corners, stopping 22nd Street traffic (makes this an all-way Stop)

Balboa Street and La Playa, all corners (makes this an all-way Stop);

Filbert and Octavia Streets, northeast and southwest corners, stopping Filbert Street traffic (makes this an all-way Stop).

44th Avenue and Geary Boulevard, southeast and northwest corners, stopping 44th Avenue traffic;

Mission Street, Foote Avenue and Guttenberg Street, southeast and northwest corners, stopping Mission Street traffic (makes this an all-way Stop).

Adopted.

[Parking Regulations]

Resolution enacting parking regulations on Folsom Street. (Economic and Social Policy Committee)

File 19-92-2.1, Resolution No. 246-92

(Motorcycle Parking (Non-Metered) - Establish

Folsom Street, south side, from eighth Street to 17.5 feet westerly (five motorcycle stalls).

Adopted.

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[Parking Regulations]

Resolution enacting parking regulations on various streets.
(Economic and Social Policy Committee)

File 19-92-5, Resolution No. 247-92

(No Parking Anytime - Establish

De Haro Street, west side, between 19th and 20th Streets.

Parking Meter Area 2 (One-Hour Meters) - Extend

Main Street, east side, between Bryant and Harrison Streets.

Parking Meter Area 3 (30-Minute Meters) - Extend

Bacon Street, north side, 80 feet westerly from San Bruno Avenue
(80-foot zone).

Motorcycle Parking Stalls - Establish

Haight Street, north side, 25 feet westerly from east property
line of 1372-74 Haight Street (25-foot zone, seven motorcycle
spaces).

Two - Hour Parking Time Limit, Monday through Saturday, 9 a.m.
to 6 p.m. - Establish

Hayes Street, between Gough and Octavia Streets.

Perpendicular (90-Degree) Parking - Establish

Connecticut Street, east side, between 16th and 17th Streets.

Two - Hour Parking Time Limit, Monday through Saturday, 7 a.m.
to 6 p.m. - Establish

Gilbert Street, west side, between Bryant and Brannan Streets.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on various streets.
(Economic and Social Policy Committee)

File 20-92-1.1, Resolution No. 248-92

(Left Lane Must Turn Left - Establish

Jones Street, between Turk Street and Golden Gate Avenue.

No Turn On Red - Establish

Eddy Street, eastbound, at Jones Street;
Jones Street, southbound, at Eddy Street.

No Left Turn Except Muni - Rescind

Geneva Avenue, westbound, at Mission Street.

No Left Turn Except Buses - Establish

Geneva Avenue, westbound, at Mission Street.)

Adopted.

Monday, March 30, 1992

[Traffic Regulations]

Resolution enacting traffic regulations on various streets.
(Economic and Social Policy Committee)

File 20-92-2, Resolution No. 249-92

(Tow-Away No Stopping Anytime - Establish
Woodside Avenue, south side, approximately 95 feet easterly from
Laguna Honda Boulevard (95-foot zone);

Third Street, both sides, between Phelps Street and Fairfax
Avenue;

Powell Street, east side, 35 feet southerly from O'Farrell
Street (35-foot zone);

Powell Street, east side, 34 feet southerly from Geary Street
(34-foot zone);

30th Street, south side, from 30 feet east of the west
intersection with Church Street to 76 feet west of the west
intersection with Church Street (106-foot zone, replacing red
curb).

California Street, south side, 80 feet westerly from Kearny
Street (80-foot zone).

No Left Turn - Establish

Mission Street at 16th Street, both directions;

16th Street at Mission Street, both directions (Muni excepted
for westbound 16th Street).

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on various streets.
(Economic and Social Policy Committee)

File 20-92-3, Resolution No. 250-92

(One-Way Street - Establish

Minna Street, between 14th and 15th Streets, one-way southbound.

Tow-Away No Parking Anytime - Establish

Unit block of Federal Street, both sides, west portion.

Tow-Away, No Stopping, 7:00 AM to 9:00 AM and 3:00 PM to 6:00
PM, Monday Through Friday - Rescind;

Tow-Away No Stopping Anytime - Establish

Fremont Street, west side, from Market Street to 144 feet south
(144 foot zone, replacing nine motorcycle meters, meters four
and six, and a 66 foot white zone).

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Transit Vehicle Lane, 7:00 AM to 9:00 AM, And 3:00 PM To 6:00 PM. Monday Through Friday - Rescind;

Transit Vehicle Lane - Establish

Fremont Street, left-most northbound lane, west of the transit island, from Mission Street to Market Street.

Right Lane Must Turn Right (Except Transit Vehicles) - Establish
Fremont Street, northbound, at Mission Street.

Left Lane Must Turn Left - Establish
Fremont Street, northbound, at Mission Street.

No Right Turn - Establish
Fremont Street, northbound, at Market Street.

No Left Turn (Except Transit Vehicles) - Establish
No Left Turn (Except Muni, 7 to 9 AM and 4 to 6 PM Weekdays - Rescind
Fremont Street, northbound, at Market Street.

Tow-Away No Stopping, Except Van Pool Loading, Weekdays, 3 to 6 PM - Establish
Beale Street, west side, from 171 to 303 feet north of Howard Street (132 foot zone at meters 130, 134, 136, 138, 140 and 142).

Multiple Right Turn Lane - Establish
Brannan Street, westbound, at 10th and Division Streets.

Tow-Away Lane Must Turn Left - Establish
Post Street, eastbound, at Powell Street;
Post Street, eastbound, at Grant Avenue;
O'Farrell Street, eastbound, at Powell Street.

Tow-Away Lane Must Turn Right - Establish
Post Street, eastbound at Powell Street.

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of the Residential Permit Parking Area "F" in the Jordan Park/Presidio Area; and adding Euclid Avenue, between the east property line of Spruce Street to a point 58 feet easterly, south side to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-92-1, Resolution No. 256-92

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of the Residential Permit Parking Area "G" in the Pacific Heights Area; and adding Presidio Avenue, between Sutter and Post Streets, east side, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

Monday, March 30, 1992

File 40-92-2, Resolution No. 257-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

REGULAR CALENDAR

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Acceptance of Gift]

Resolution authorizing the Department of Public Health to accept a cash gift retroactively in the amount of \$8,351 from the Visiting Nurses and Hospice to Laguna Honda Hospital, for patient activities. (Department of Public Health)

File 38-92-9, Resolution No. 253-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Acceptance of Gift]

Resolution authorizing the Department of Public Health to accept a cash gift retroactively in the amount of \$15,600 from the Estate of Anna A. Seebe to Laguna Honda Hospital, for patient activities not presently funded by the City and County. (Department of Public Health)

File 38-92-10, Resolution No. 254-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, March 30, 1992

[Acceptance of Gift]

Resolution authorizing the Department of Public Health to accept a cash gift retroactively of \$30,000 from the Estate of Henry Picard to Laguna Honda Hospital, for patient activities. (Department of Public Health)

File 38-92-11, Resolution No. 255-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - State Funds]

Resolution authorizing the Public Utilities Commission to apply retroactively for, accept and expend \$437,000 including an estimated \$30,900 of indirect costs from 1991-92 State Traffic System Management funds for the Municipal Railway; placing reserve on \$365,900. (Public Utilities Commission)

File 94-92-1, Resolution No. 266-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Reimbursement from Bond Proceeds]

Resolution declaring official intent of the City and County of San Francisco to reimburse funds for purchase of air rights (above 456 McAllister Street) from proceeds of taxable or tax-exempt indebtedness. (Chief Administrative Officer)

File 96-91-2.1, Resolution No. 267-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to accept and expend a grant of \$510,628, which includes indirect costs in the amount of \$35,666

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based on twenty percent of salaries, from the State Department of Health Services, for the Hepatitis B Immunization Demonstration Project; placing reserve on \$143,000. (Department of Public Health)

File 146-92-16, Resolution No. 269-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Private and State Funds]

Resolution authorizing the Department of Public Health, Central Administration, as subgrantee, in collaboration with the State Department of Mental Health, as primary grantee, to accept and expend a grant augmentation of \$158,408, which includes indirect costs in the amount of \$7,819 based on nine percent of salaries and other allowable costs, from the Robert Wood Johnson Foundation for the provision of a system of care for children and youth who are seriously emotionally disturbed and their families, placing reserve on \$44,214. (Department of Public Health)

File 146-92-17, Resolution No. 270-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Family Health Bureau, to apply for grants totaling \$128,885, from the Walter and Elise Haas Foundation, the San Francisco Foundation, the Kaiser Foundation, and the Stuart Foundation, for adolescent pregnancy/STD prevention services, waiving indirect costs. (Department of Public Health)

File 146-92-20, Resolution No. 273-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, March 30, 1992

Recommendations of Administration and Oversight Committee

Adopted

[Appointment]

Resolution appointing member to the City-Wide Alcoholism Advisory Board, for the three-year term ending July 1, 1994. (Administration and Oversight Committee)

File 92-91-23, Resolution No. 265-92

(Deborah D. Dupire, vice Joseph Desmond, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted as Amended

(Supervisor Maher dissenting in Committee.)

[National Policy on AIDS]

Resolution calling on presidential candidates to address a plan to combat the HIV epidemic in America and its impact on cities. (Supervisor Hallinan)

File 13-92-2, Resolution No. 171-92

Supervisor Hallinan, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Britt - 1.

Adopted

Monday, March 30, 1992

[Appointment]

Resolution appointing member to the Drug Abuse Advisory Board, for the unexpired portion of term ending October 1, 1994.
(Administration and Oversight Committee)

File 92-92-5, Resolution No. 261-92

(Ernest L. Jackson, vice Jeanie Munich, public, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Appointments]

Resolution appointing members to the Advisory Council to the Commission on the Aging, term expired, for two-year terms ending March 31, 1994. (Administration and Oversight Committee)

File 92-92-9.1, Resolution No. 262-92

(Daisie Harrison, vice herself;
Marjorie Stern, vice herself;
Lena May Leong, vice herself;
Marian Levy, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Appointment]

Resolution appointing member to the Cultural Affairs Task Force, for the unexpired portion of the term ending May 5, 1992.
(Administration and Oversight Committee)

File 92-92-10, Resolution No. 263-92

(Kim Hanadel, vice Valerie Naify, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Monday, March 30, 1992

[Appointment]

Resolution appointing member to the City-Wide Alcoholism Advisory Board, for the unexpired portion of three-year term ending July 1, 1992. (Administration and Oversight Committee)

File 92-92-11, Resolution No. 279-92

(Dr. Daman Gracenin, vice Fay Shields, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Appointments]

Resolution appointing members to the Drug Abuse Advisory Board, for the unexpired portion of terms ending October 1, 1993. (Administration and Oversight Committee)

File 92-92-12, Resolution No. 264-92

(Michelle Aldrich, vice Jeff Corino, public, resigned;
Thomas H. Reichert, vice James Carter, public, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Recommendations of Economic and Social Policy Committee

Adopted

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the addition of Planning Code Section 249.12 to establish an Affordable Housing Special Use District, and the construction of up to 20 residential units on Lot 29 in Tax Assessor's Block 861 will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Department of City Planning)

File 81-91-3.1, Resolution No. 260-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

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Passed for Second Reading

[Special Use District-Haight Street]

Ordinance amending City Planning Code, to create the Haight Street Affordable Housing Special Use District, and finding consistency with City Planning Code Section 101.1. (Supervisor Kennedy)

File 81-91-3, Ordinance No.

(Adds Section 249.12.)

(Approved by City Planning Commission Resolution No. 13262).

(Final Negative Declaration adopted by City Planning Commission July 15, 1991).

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Zoning Map Change]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of property located at 645 Haight Street, Lot 29, Assessor's Block 861 from an NC-1 Neighborhood Commercial Cluster District to an NC-1 Neighborhood Commercial Cluster and Haight Street Affordable Housing Special Use District; and adopting findings pursuant to Planning Code Section 101.1; companion measure to Files 82-91-3.1 and 81-91-3. (Department of City Planning).

File 81-91-3.2, Ordinance No.

(Approved by City Planning Commission Resolution No. 13262.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Incident at Silver and San Bruno Avenues]

Resolution urging the Mayor to urge the Police Commission and the Office of Citizen Complaints to investigate, as soon as possible, the conduct of San Francisco police officers at Silver and San Bruno Avenues on February 4, 1992, in an incident involving students from Sala Burton High School and McAteer High School, and requesting the Office of Citizen Complaints to provide to the Board of Supervisors and the Board of Education a written report of the investigation and

Monday, March 30, 1992

any findings and recommendations that may arise from the investigation. (Supervisors Kennedy, Gonzalez, Migden, Ward, Achtenberg)

File 207-92-5, Resolution No. 276-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Policy to Protect Students]

Resolution urging the Mayor to urge the Police Commission and the Chief of Police to consider and adopt policies that will assist in the protection of students in the City and County while they are in school and while they are in transit to and from school, and requesting that copies of any such policies that are adopted be sent to the Board of Supervisors and the Board of Education. (Supervisors Kennedy, Gonzalez, Migden, Ward, Achtenberg)

File 207-92-5.1, Resolution No. 277-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

[Racial and Ethnic Sensitivity Training - Police]

Resolution urging the Mayor to urge the Police Commission and the Chief of Police to consider and adopt policies that would result in mandatory racial and ethnic sensitivity training for all Police Department personnel on an annual basis; companion measure to Files 207-92-5 and 207-92-5.1. (Supervisors Kennedy, Gonzalez, Migden, Ward, Achtenberg)

File 207-92-5.2, Resolution No. 278-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

SPECIAL ORDER 3:00 P.M.

Hearing Held

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[Public Hearing]

Hearing of all persons interested in or objecting to the recommendations of the Public Utilities Commission for partial discontinuance of services of Municipal Railway Line 83-Pacific, west of Franklin and Line 12-Folsom.

File 7-92-2

(Filed March 10, 1992.)

(Line 12-Folsom on Pine Street from Sansome to Montgomery Street, on Montgomery Street from Pine to Bush Street, and on Bush Street from Montgomery to Battery Street.

Line 83-Pacific on Jackson Street from Van Ness Avenue to Steiner Street, on Steiner Street between Jackson and Washington Street, on Washington Street from Steiner Street to Van Ness Avenue, and on Van Ness Avenue from Washington to Jackson Street.)

The privilege of the floor was granted to the following persons:

Mr. Jones;
Enid Lim.

(Only one of the following two resolutions should be adopted.)

Adopted

[Public Transportation]

Resolution approving proposed discontinuance of service on the 83-Pacific west of Franklin and replacement during weekday daytime hours only by an extension of the 12-Folsom. (Public Utilities Commission)

File 7-92-2, Resolution No. 242-92

Supervisor Kennedy, seconded by Supervisor Maher, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

Tabled

[Public Transportation]

Resolution disapproving proposed discontinuance of service on the 83-Pacific west of Franklin and replacement during weekday daytime hours only by an extension of the 12-Folsom.

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File 7-92-2.1, Resolution No.

Supervisor Kennedy, seconded by Supervisor Maher, moved to table

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required

Severed from For Adoption Without Committee Reference

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[State Legislation]
Resolution supporting SB 1577, relating to the disclosure of confidential information concerning a public social services applicant or recipient to a law enforcement agency. (Supervisor Hsieh)

File 12-92-16, Resolution No.

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

At the request of Supervisor Migden, referred to City Services Committee.

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Supervisor Ward requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[California Supreme Court]
Resolution supporting keeping California Supreme Court in San Francisco. (Supervisor Maher)

File 12-92-17, Resolution No.

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

At the request of Supervisor Ward, referred to Economic and Social Policy Committee.

Supervisor Hallinan requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[San Francisco Film and Video Commission]
Resolution welcoming the production of the film Ghost Rider to San Francisco and urging the Mayor to assure full staffing of the Film and Video Commission and to take all steps possible to aid film production. (Supervisor Alioto)

File 196-92-1, Resolution No.

At the request of Supervisor Hallinan, referred to City Services Committee.

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Department of Social Services Management Audit]
Motion directing Budget Analyst to prepare a management audit of the Department of Social Services. (Supervisor Migden)

File 165-92-5

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

The Clerk announced that the Budget Analyst estimated this project would take 400 hours at a cost of \$24,000.

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At the request of Supervisor Kennedy, referred to Administration and Oversight Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Worthy Wages for Child Care]
Resolution declaring April 9, 1992 Child Care Worthy Wage Day.
(Supervisors Achtenberg, Migden)

File 4-92-10, Resolution No. 241-92

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

[State Legislation]
Resolution urging the San Francisco Assembly Delegation to support AB 3825, The Civil Rights Restoration Act of 1992. (Supervisors Achtenberg, Migden)

File 12-92-15, Resolution No. 243-92

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

[Redesignation, Local Enforcement Agency]
Resolution redesignating the Bureau of Environmental Health Services as the Local Enforcement Agency for Solid Waste Management.
(Supervisor Gonzalez)

File 57-92-3, Resolution No. 259-92

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

[Grant - State Funds]
Resolution authorizing the Juvenile Probation Department to accept and expend funds in the amount of \$1,970,838.00 from the State of California Department of the Youth Authority for the purpose of performing deferred maintenance and correcting life, health and safety deficiencies at Youth Guidance Center pursuant to the County

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Correctional Facilities Capital Expenditure and Youth Facilities Bond Act of 1988 (Proposition 86), the provisions of which do not allow for the reimbursement of indirect costs. (Supervisor Gonzalez)

File 141-92-1, Resolution No. 268-92

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

[Matt Boxer Stadium]

Resolution urging the Mayor to urge the Recreation and Park Commission to rename Balboa Stadium to Matt Boxer Stadium. (Supervisor Shelley)

File 193-92-2, Resolution No. 275-92

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 271 Shipley Street, a condominium project, being a resubdivision of Lot 87, in Assessor's Block 3753; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-7

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

[Mixed Use New Condominium Project]

Motion approving final map of 3309-3315 Fillmore Street, a condominium project, being a resubdivision of Lot 6, in Assessor's Block 491; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-8

(March 23, 1992 - Introduced in Board for consideration March 30, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were acted upon by the following vote:

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Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-13, Resolution No. 227-92

(Terence Hallinan, member, Board of Supervisors, April 22 - May 1; Gretchen Belli, member, Film and Video Arts Commission, March 20 - April 1; Mary E. Burns, General Manager, Recreation and Park Department, April 22 - 29; Lonnie Chin, member, Library Commission, March 26 - 30; David C. Detrick, member, Police Commission, March 17 - 22; Richard Guggenheim, Vice President, Recreation and Park Commission, March 19 - 22; Michael P. Huerta, Executive Director, Port, March 31 - April 3; James D. Jefferson, member, Public Utilities Commission, March 19 - 23; Patrick A. Murphy, President, Airports Commission, March 17 - 18; Dorian Peters Nelson, member, Police Commission, April 10 - 19; Ed Powell, member, Film and Video Arts Commission, March 18 - 26, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Lifespan Bay Bridge Run]

Resolution urging the Governor to authorize closure of the Bay Bridge for Lifespan, a 10 kilometer running event to benefit Bay Area charities.

File 12-92-18, Resolution No. 228-92

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Supervisors Migden, Britt, Achtenberg, Maher presented for immediate adoption.

Adopted.

[Federal Legislation]

Resolution supporting Federal Legislation that would enact H.R. 2056, the Shipbuilding Trade Reform Act and S. 1361, the Shipbuilding and Repair Industry Free Trade Act and urging members of the San Francisco Federal and California Delegations to support H.R. 2056 and S. 1361.

File 13-92-6, Resolution No. 229-92

Supervisors Gonzalez and Shelley presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Britt - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Hazardous Materials]

Ordinance amending Health Code by repealing Article 21 and adding new Article 21 to conform hazardous materials regulations to Federal and State laws regulating underground storage tanks and the handling of hazardous materials by business establishments, impose additional stricter local requirements in accordance with California Health and Safety Code Sections 25299.2 and 25500, and incorporate by reference Article 11.9 of Chapter 6.5, Chapter 6.7, Chapter 6.75, and Chapter 6.95 of Division 20 of California Health and Safety Code; Section 1910.1200 of Title 29, Appendix A of Part 355 of Title 40, Section 370.2 of Title 40 and Section 72.3 of Title 42 of the Code of Federal Regulations; and Section 12000 of Title 22 of the Code of California Regulations. (Supervisor Alioto presented.) Referred to City Services Committee.

File 128-92-1

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[Memorandum of Understanding]

Resolution urging the Mayor to take steps to ensure that any Memorandum of Understanding between the Mayor and the Police Officers Association not contain a provision allowing the Police Officers Association (POA) to refuse representation for Police Department personnel who are victims of sexual harassment and/or discrimination or other types of harassment and/or discrimination when the POA also provides a representative to the accused officer and urging the Mayor to request the Police Commission to protect the integrity of the Equal Employment Opportunity (EEO) unit by dictating that administration of the unit be separated from and made independent of all other administrative arms of the Police Department, answerable only to the Chief. (Supervisors Maher, Ward, Hallinan, Achtenberg presented.) Referred to Administration and Oversight Committee with request it be considered as soon as possible.

File 93-92-15

Referred to Board

[Tug Escort]

Resolution expressing support for proposed tug escort guidelines in San Francisco Bay. (Supervisor Alioto presented.) Referred to Board April 6, 1992 For Adoption Without Committee Reference Calendar.

File 173-92-1

[Special Committee, Services to Children]

Resolution establishing a committee devised of members of the San Francisco Board of Supervisors to develop plans to accomplish the following: for each child to be taught a rigorous core curriculum that recognizes the differences in children and at the same time builds the social and critical reasoning skills required for success in today's multicultural, informational-oriented, high-tech society; for schools tap the collective wisdom and leadership of the entire community, including but not limited to teachers, parents, administrators and business and create vehicles for their meaningful participation; for a fundamental reorganization of services to children, youth and families to become a high priority and uniform standards of excellence be established for each school. In addition, the committee shall develop a control process to assure safety of students and develop some type of document outlining students rights and responsibilities. (Supervisors Ward and Kennedy presented.) Referred to Board April 6, 1992 For Adoption Without Committee Reference Calendar.

File 214-92-1

Referred to Committee

[Ballot Measure]

Charter amendment (Draft) amending Sections 3.670, 3.671 and 3.672 and deleting Sections 3.680, 3.681 and 3.682 relating to the

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composition, functions, powers, duties and executive officers of the Retirement Board and the Health Service Board. (Supervisor Gonzalez presented.) Referred to Administration and Oversight Committee.

File 211-92-1

Report Requested; Referred to Board

Report by Acting General Manager, Civil Service, on the progress of the Ad Hoc Committee of Personnel Administration regarding the rules for Propositions C, D and E , relating to qualifications, examinations, eligible lists, provisional appointments and dismissal during probation; certification of eligibles; removal or discharge of permanent employees (November 1991 election).

File 222-92-2

Scheduled for Board meeting of April 6, 1992, by direction of the President at the request of Supervisor Kennedy.

Requests for Hearings:

File 20-92-6, By Supervisor Kennedy: To consider feasibility of placing a "one lane only" sign (pointing to the left) at the intersection of Peralta and Hampshire Streets. Referred to Economic and Social Policy Committee.

File 97-92-18, By Supervisor Hallinan: To consider and evaluate the City's current system of providing, as part of the City's voter information pamphlet, proponent's and opponent's arguments and rebuttals, including arguments and rebuttals that may be submitted by the Board of Supervisors, and to consider ideas and suggestions for modifying it. Referred to Administration and Oversight Committee.

File 206-92-1, By Supervisor Kennedy: To consider the Housing Authority's procedure for disbursement of funds to tenants' groups for resident-management training. Referred to Economic and Social Policy Committee.

File 212-92-1, By Supervisor Hsieh: To consider financial expenditure for the removal and relocation of the Pioneer Monument for the new main library. Referred to Finance Committee.

File 213-92-1, By Supervisor Gonzalez: To consider adopting interim regulations for the expenditure of the Affordable Child Care Fund (established by Planning Code Section 314.5). Referred to Finance Committee.

Introduced by the President at the Request of Departments

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Ordinances Referred to Committee

File 101-91-64. [Government Funding] Appropriating \$62,902,000, Department of Public Health, Central Office, Medi-Cal Revenues (SB 855), transfer to other funds, San Francisco General Hospital, \$38,010,290 other current services (SB 855) General Fund. RO #91202 (Controller) Finance

File 27-92-1. [Airport - Lease Modifications] Approving Modification No. 4 of lease agreement between American Airlines, Inc., and City and County of San Francisco acting by and through its Airports Commission. (Airports Commission) Finance

File 45-92-12. [Settlement of Lawsuit] Authorizing settlement of litigation of Howard Baker against the City and County of San Francisco by payment of \$7,500. (City Attorney) Administration and Oversight

File 45-92-13. [Settlement of Lawsuit] Authorizing settlement of litigation of Barbara and Cesare Frediani against the City and County of San Francisco by payment of \$17,500. (City Attorney) Administration and Oversight.

File 65-92-6. [Lease] Approving the lease with the Golden Gate Yacht Club to operate a yacht club at the San Francisco Marina. (Recreation and Park Department) Finance

File 97-92-17. [1992 Joint Fundraising Drive] Amending Administrative Code by amending Section 16.93-4, establishing the schedule for the conduct of the Annual Joint Fundraising Drive, by amending the schedule to provide a later deadline for filing applications to participate in the 1992 Annual Drive only. (Chief Administrative Officer) City Services

File 151-92-1. [Redevelopment Plan Amendment] Amending Ordinance No. 14-81, amended by Ordinance No. 50-84, amended by Ordinance No. 405-91, approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area by amending said plan to expand the Project Area by adding land to the Rincon Point Subarea of the Project Area, specifically the eastern 3,446 square feet of Lot 24 of Assessor's Block 3741, bounded by the easterly line of the existing Embarcadero Freeway Right-of-Way, (between Spear and Steuart Streets) and the existing westerly boundary of the Rincon Point Subarea, and to expend for five (5) years the Agency's authority to utilize eminent domain to acquire property within the Rincon Point - South Beach Redevelopment Project Area. (Redevelopment Agency) Scheduled for Public Hearing Before Board on May 4, 1992 at 3:00 p.m.

Resolutions Referred to Committee

File 23-92-3. [Claims Against the Government] Waiving the Statute of Limitations with respect to payment of certain warrants of the City and County of San Francisco, in an amount totalling \$29,109 legal obligations of the City and County of San Francisco. (Controller) Finance

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File 38-92-13. [Acceptance of Gift] Accepting two gifts valued at \$20,000 for use by the Recreation and Park Department (\$10,000 from Steve Silver, and \$10,000 from Pacific Gas and Electric Company, for the illumination of Washington Square) (Recreation and Park Department) Finance

File 48-92-7. [Settlement of Claim] Approving the settlement of the unlitigated claim of Wendy Millier by payment of \$35,000. (City Attorney) Administration and Oversight

File 48-92-8. [Settlement of Claim] Approving the settlement of the unlitigated claim of Fred Baytin by payment of \$7,500. (City Attorney) Administration and Oversight

File 146-92-23. [Grant - State Funds] Authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for a grant of \$115,397, from State Department of Health Services, for the continuation of immunization services; waiving indirect costs. (Department of Public Health) Finance

File 146-92-24. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to apply for a supplemental grant of \$820,000, which includes indirect costs in the amount of \$91,400, based on twenty percent of salaries, from the Centers for Disease Control to fund the HIV Incidence in Homosexual/Bisexual Male Research Project. (Department of Public Health) Finance

File 270-92-2. [Disaster Relief Funds] Authorizing the Chief Administrative Officer, and other designated City and County Officials to execute and file, on behalf of the City and County of San Francisco, certain documents relating to Federal and State financial assistance under the Federal Disaster Relief Act, or Federal Assistance otherwise available from the President's Disaster Relief Fund and the State of California Natural Disaster Assistance Act Program, and rescinding Resolution No. 779-89. (Chief Administrative Officer) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Shelley, that City Attorney prepare resolution in support of increasing the number of trashcans on City Streets and to examine the Neighborhood Beautification Fund and Mayor's Office of Community Development funds as sources for funding.

By Supervisor Shelley, that City Attorney prepare resolution urging the Mayor to develop a coordinated public education campaign, encouraging merchants and other residents to keep the streets clean and informing them of existing laws.

By Supervisor Shelley, that City Attorney prepare resolution urging the Chief Administrative Officer to establish a means of soliciting funding from the private sector so that funding may be identified to provide blue recycling bags to apartment dwellers.

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By Supervisor Shelley, that City Attorney prepare resolution in support of providing adequate staffing for litter enforcement.

By Supervisor Shelley, that City Attorney prepare resolution to implement holiday controlled parking mechanical sweeping.

By Supervisor Shelley, that City Attorney prepare resolution to implement weekend and holiday plaza cleaning at United Nations Plaza and Hallidie Plaza.

By Supervisor Shelley, that City Attorney prepare resolution to expand sidewalk steam cleaning.

By Supervisor Shelley, that City Attorney prepare resolution to increase frequency of mechanical street sweeping in impacted areas of downtown and the financial district and to include mechanical street sweeping in areas not currently included in the program.

By Supervisor Shelley, that City Attorney prepare resolution urging implementation of public education campaign aimed at increasing recycling.

By Supervisor Ward, that letter be sent to Executive Director, Department of Parking and Traffic, requesting investigation of hazardous and dangerous intersection on The Embarcadero as motorist make a left turn in front of the Chevron service station to determine whether stop signs, stop lights or flashing signals are needed at this location.

By Supervisor Ward, that City Attorney prepare ordinance reciting the language that is contained in proposed charter amendment relating to annual mandated levels of funds for protection and maintenance of the City's infrastructure (Proposition E, June 1992 election).

By Supervisor Alioto, that letter be sent to the San Francisco Board of Education inquiring what timetable was announced for hiring a new superintendent and what timetable was actually used. If a discrepancy exists between the two timetables, how did the discrepancy arise.

By Supervisor Alioto, that letter of inquiry be sent to Chief of Police and Executive Director, Department of Parking and Traffic, to determine the enforcement efforts and the vehicle and pedestrian safety record of the "No Left Turn" regulations at Broadway and Van Ness Avenue.

By Supervisor Britt, that City Attorney prepare ordinance amending the catastrophic illness program to provide that all transferred hours which are not used shall be reverted to the donor for the limited purpose of designating it to another participant.

By Supervisor Gonzalez, that letter be sent to Executive Director, Department of Parking and Traffic, requesting investigation to determine feasibility of removing the "one hour signs" on the east side of Guerrero Street, between Alvarado and 22nd Streets, because the sign placement is misleading motorists to think the one hour zone is between two signs, rather than the entire length of the block.

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By Supervisor Gonzalez, that letter be sent to Executive Director, Department of Parking and Traffic, requesting investigation to determine feasibility of moving the current westbound bus stop in the 2600 block of San Bruno Avenue to the 2700 block and install 15 minute parking meters at the 2600 block.

By Supervisor Gonzalez, that letter of inquiry be sent to Executive Director, Department of Parking and Traffic, to determine whether the Department can assist the St. Luke's Hospital administrator in his request for installation of signage directing people to their hospital.

By Supervisor Gonzalez, that City Attorney prepare appropriate legislation which would implement interim regulations for the expenditure of the Affordable Child Care Fund (established by Planning Code Section 314.5).

By Supervisor Hsieh, that City Attorney advise whether religious organizations that own unreinforced masonry buildings are eligible to apply, if the City issues general obligation bond loans to owners of unreinforced masonry buildings to seismically retrofit their buildings.

By Supervisor Kennedy, that letter of inquiry be sent to Civil Service Commission to determine if the Ad Hoc Committee of Personnel Administration regarding rules for Propositions C, D and E (November 1991) has been meeting, whether the meetings are open to the public and if the meetings have been properly advertised.

By Supervisor Kennedy, that letter be sent to Director, San Francisco Housing Authority, requesting his presence at hearing called to consider its procedure for disbursement of funds to tenant groups for resident-management training and to be prepared to answer the following questions: What is the process used and who determines how to disburse monies to the various tenant groups; does PHTA play a role in the decision; it has been alleged that over 20 tenants have received eviction notices after the results of the tenants' election.

By Supervisor Kennedy, that letter of inquiry be sent to General Manager, Department of Social Services, to determine the following: the number of children that are returned to the system who have been unified with their parents and/or relatives; what kind of support has been given to a family once they are reunified (i.e., financial, case management); why are children still being sent out of the county; is there a set guideline for providing relative foster care monies and if not, why.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Minnie Brickhouse (Supervisor Ward)
Opaline Odessa King-Hill (Supervisor Ward)
Wesley McLarin (Supervisor Achtenberg)
Clint Hockenberry (Supervisor Achtenberg)

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File 2-92-13

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:44 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, March 30, 1992

Approved by the Board of Supervisors on January 4, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



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Monday, April 6, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 6, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of a President due to the vacancy caused by the resignation of Doris M. Ward when she was sworn in as Assessor for San Francisco, the meeting was called to order at 2:02 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Achtenberg, Gonzalez, Hallinan, Conroy - 4.

Quorum present.

Supervisor Achtenberg excused, on official leave of absence.

Supervisor Conroy was noted present at 2:05 p.m.

Supervisor Gonzalez was noted present at 2:07 p.m.

Supervisor Hallinan was noted present at 2:04 p.m.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Britt, seconded by Supervisor Kennedy, moved that Supervisor Shelley be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Achtenberg, Conroy, Gonzalez, Hallinan - 4.

Supervisor Shelley thereupon assumed the Chair.

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COMMUNICATIONS

The Clerk presented the following communications:

Letter dated April 2, 1992, from Doris M. Ward advising the Board of Supervisors of her resignation effective April 3, 1992 when she is sworn in as Assessor for San Francisco.

Letter from his Honor, Mayor Frank Jordan, indicating he has appointed Annemarie Conroy as a member of the Board of Supervisors to fill the unexpired portion of Doris M. Ward's term which expires on January 8, 1995 and that the required performance bond and oath of office form indicating that Judge John A. Ertola has sworn in Annemarie Conroy on April 6, 1992 are on file.

Election of New President

Election of a President of the Board of Supervisors for unexpired term of Honorable Doris M. Ward.

Supervisor Migden nominated Kevin F. Shelley as President.

Supervisor Migden, seconded by Supervisor Maher, moved that Supervisor Shelley be elected President

Supervisor Kevin F. Shelley elected as President of the Board of Supervisors by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Achtenberg - 1.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]
Ordinance appropriating \$4,282,200, Chief Administrative Officer, for capital improvement project (Moscone Center Expansion Project), for fiscal year 1991-92. (Controller)

File 101-91-58, Ordinance No. 111-92

Finally passed.

Monday, April 6, 1992

[Government Funding]

Ordinance appropriating \$380,000, Department of Public Health, San Francisco General Hospital, for capital improvement project (Nuclear Laboratory Relocation), for fiscal year 1991-92. (Controller)

File 101-91-59, Ordinance No. 112-92

Finally passed.

[Government Funding]

Ordinance appropriating \$28,800, Department of Real Estate, for acquisition costs (air rights), for fiscal year 1991-92. (Controller)

File 101-91-60, Ordinance No. 113-92

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$62,902,000, Department of Public Health, Medi Cal Revenues (SB 855), transfer to other funds, San Francisco General Hospital, \$38,010,290, other current services (SB 855). (Controller)

File 101-91-64, Ordinance No.

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that security services can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services)

File 25-92-1, Resolution No. 283-92

Adopted.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that legal process server services can be practically performed for the District Attorney, Family Support Bureau, by a private contractor for lower a cost than similar services performed by City and County employees. (Family Support Bureau, District Attorney's Office)

File 25-92-3, Resolution No. 284-92

Monday, April 6, 1992

Adopted.

[Contracting Out City Services]

Resolution approving the Controller's certification that Parking Management Services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992, than if work were performed by City employees at presently budgeted levels. (Airports Commission)

File 25-92-4, Resolution No. 285-92

Adopted.

[Lease of Real Property]

Resolution authorizing a new lease of real property at 1360 Mission Street for the Department of Public Health. (Supervisor Gonzalez)

File 65-92-5, Resolution No. 288-92

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Social Services to expend a supplemental grant of \$59,009, which will include indirect costs equal to \$2,950 of the amount, from the Department of Health and Human Services, Office of Human Development Services. (Department of Social Services)

File 153-92-3. Resolution No. 294-92

Adopted.

Recommendation of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of William Francis Carver against the City and County by payment of \$20,000. (City Attorney)

File 45-92-11, Ordinance No. 108-92

(Superior Court No. 925-864.)

Finally passed.

Monday, April 6, 1992

Recommendations of Economic and Social Policy Committee

Finally Passed

[Special Use District-Haight Street]

Ordinance amending City Planning Code, to create the Haight Street Affordable Housing Special Use District, and finding consistency with City Planning Code Section 101.1. (Supervisor Kennedy)

File 81-91-3, Ordinance No. 109-92

(Adds Section 249.12.)

(Approved by City Planning Commission Resolution No. 13262).

(Final Negative Declaration adopted by City Planning Commission July 15, 1991).

Finally passed.

[Zoning Map Change]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of property located at 645 Haight Street, Lot 29, Assessor's Block 861 from an NC-1 Neighborhood Commercial Cluster District to an NC-1 Neighborhood Commercial Cluster and Haight Street Affordable Housing Special Use District; and adopting findings pursuant to Planning Code Section 101.1; companion measure to Files 82-92-3.1 and 81-91-3. (Department of City Planning).

File 81-91-3.2, Ordinance No. 110-92

(Approved by City Planning Commission Resolution No. 13262.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

REGULAR CALENDAR

NEW BUSINESS

Recommendations of Finance Committee

Monday, April 6, 1992

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$1,451,885, Department of Public Works, for capital improvement project (Wastewater Reclamation Master Plan), for fiscal year 1991-92. (Controller)

File 101-91-53, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

[Government Funding]

Ordinance appropriating \$860,720, Port Commission, for EDP Service - EIPSC and Prop J/CSC, outside training, data/word processing equipment and data processing equipment lease/purchase, subject of previous budgetary denial for training, for fiscal year 1991-92. (Controller)

File 101-91-62, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

[Government Funding]

Ordinance appropriating \$1,100,257, Department of Public Works, for capital improvement project (Street Reconstruction and Renovation), for fiscal year 1991-92; placing \$585,000 on reserve. (Controller)

File 101-91-63, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

[Underground District]

Ordinance creating an Underground District on Eighth Avenue in the Sunset District. (Department of Public Works)

File 52-92-2, Ordinance No.

Monday, April 6, 1992

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Mayor to apply for a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed \$4,000,000 for the acquisition, rehabilitation and construction of a facility for homeless substance abusers, which includes detoxification, residential treatment and sober housing services. (Supervisor Gonzalez)

File 68-92-5, Resolution No. 297-92

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

[Acceptance of Gift]

Resolution accepting a gift from the Library Foundation of San Francisco on behalf of the San Francisco Building and Construction Trades Council for services valued at up to \$125,000, for the demolition, asbestos abatement and removal of debris of the structure known as 100 Larkin Street on Marshall Square in Civic Center. (Supervisor Gonzalez)

File 38-92-12, Resolution No. 286-92

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

[Extension of an Option for Purchase of Air Rights]

Resolution authorizing the City and County to extend term of an option to purchase certain air rights from the Society of California Pioneers, above their building at 456 McAllister Street, also known as Assessor's Block 766, Lot 4. (Real Estate Department)

File 96-92-3, Resolution No. 290-92

Adopted by the following vote:

Monday, April 6, 1992

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

Adopted

[Grant - State]

Resolution authorizing the Department of Public Health, Community Mental Health, to apply for a grant in the amount of \$63,333, from the State Department of Rehabilitation and to enter into a Cooperative Program Agreement and a Case Service Contract with the San Francisco Department of Rehabilitation District to provide vocational services to mentally ill psychiatric clients; providing \$15,833 or twenty-five percent local match; and waiving indirect costs. (Department of Public Health)

File 146-92-22, Resolution No. 292-92

Supervisor Hsieh Excused from Voting

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to excuse Supervisor Hsieh from voting because of a possible conflict of interest.

Motion to excuse Supervisor Hsieh from voting adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Britt - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 8.

Excused: Supervisor Hsieh - 1.

Absent: Supervisors Achtenberg, Britt - 2.

[Grant - Federal Funds]

Resolution authorizing the Recreation and Park Department to apply retroactively for funds of \$50,000, which includes indirect costs of \$1,800 or approximately 3.6 percent of the total grant award, from the Federal Urban Park and Recreation Recovery Act of 1978, for the Workstation at Latchkey Program. (Recreation and Park Department)

File 150-92-1, Resolution No. 293-92

Monday, April 6, 1992

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

Recommendations of Finance and City Services Committee

Passed for Second Reading as Amended

[Resource Conservation]

Ordinance amending Administrative Code, to require that (1) City departments establish in-house waste reduction programs, and (2) all City and County departments and agencies purchase recycled products to the maximum extent possible. (Supervisors Britt, Achtenberg, Alioto, Hsieh, Kennedy, Migden, Shelley, Gonzalez, Hallinan)

File 97-92-5, Ordinance No.

(Adds Chapter 21A.)

Supervisor Britt, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

Adopted

[Waste Reduction and Office Products Cost Containment]

Resolution establishing the Board policy that all City and County departments, agencies, boards and commissions reduce the use of paper products and office supplies and provide written implementation reports to the Office of Solid Waste Management. (Supervisors Britt, Achtenberg, Alioto, Kennedy, Migden, Shelley, Hsieh, Gonzalez, Hallinan)

File 97-92-5.1, Resolution No. 291-92

Adopted by the following vote:

Monday, April 6, 1992

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

Recommendations of City Services Committee

Adopted as Amended

[Remanufacturing Facilities]

Resolution setting the Board policy encouraging the establishment ((of private waste remanufacturing facilities in the City and County of)) and expansion of private businesses utilizing secondary materials in San Francisco. (Supervisors Britt, Achtenberg, Alioto, Hsieh, Kennedy, Migden, Shelley)

File 57-92-1, Resolution No. 287-92

Supervisor Britt, seconded by Supervisor Kennedy, moved an amendment of the whole entitled "Setting the Board policy encouraging the establishment and expansion of private businesses utilizing secondary materials in San Francisco."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

[Terry A. Francois Boulevard]

Resolution urging the Mayor to urge the Port Commission to consider that a public street now known as China Basin Street be officially renamed Terry A. Francois Boulevard. (Supervisors Ward, Alioto, Achtenberg, Hsieh, Shelley, Kennedy, Hallinan, Conroy, Migden, Gonzalez)

File 75-91-3, Resolution No. 289-92

Supervisor Kennedy, seconded Supervisor Gonzalez, moved to amend on page 2, line 22, by deleting "California" and on lines 24 and 25 by deleting "California County Supervisors Association".

Motion to amend adopted by the following vote:

Monday, April 6, 1992

Ayes: Supervisors Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Britt - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Britt - 2.

From the Board

Report Given

Report by Acting General Manager, Civil Service, on the progress of the ad hoc committee of personnel administration regarding the rules for Propositions C, D and E, relating to qualifications, examinations, eligible lists, provisional appointments and dismissal during probation; certification of eligibles; removal or discharge of permanent employees (November 1991 election).

Report Received.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri;
Dehnert Queen;
Wayne Sheppard.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Monday, April 6, 1992

Adopted

[Tug Escort]

Resolution expressing support for proposed tug escort guidelines in San Francisco Bay. (Supervisor Alioto)

File 173-92-1, Resolution No. 295-92

(March 30, 1992 - Introduced in Board for consideration April 6, 1992.)

Adopted.

[Special Committee, Services to Children]

Resolution establishing a committee devised of members of the San Francisco Board of Supervisors to develop plans to accomplish the following: for each child to be taught a rigorous core curriculum that recognizes the differences in children and at the same time builds the social and critical reasoning skills required for success in today's multicultural, informational-oriented, high-tech society; for schools tap the collective wisdom and leadership of the entire community, including but not limited to teachers, parents, administrators and business and create vehicles for their meaningful participation; for a fundamental reorganization of services to children, youth and families to become a high priority and uniform standards of excellence be established for each school. In addition, the committee shall develop a control process to assure safety of students and develop some type of document outlining students rights and responsibilities. (Supervisors Ward and Kennedy)

File 214-92-1, Resolution No. 296-92

(March 30, 1992 - Introduced in Board for consideration April 6, 1992.)

Adopted.

The foregoing items on the For Adoption Without Reference to Committee Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Monday, April 6, 1992

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-14, Resolution No. 280-92

(Anne Halsted, member, Port Commission, April 4 - 9; Toby Levine, member, City Planning Commission, April 11 - 19 and June 19 - 20; Pierre Ludington, member, Health Commission, April 13 - 16; Patrick Murphy, President, Airports Commission, March 26 - 27 and April 8 - 11; Harry S. Parker, III, Director, Fine Arts Museums, April 10 - 12; Darshan Singh, member, Parking and Traffic Commission, April 10 - 30; Ellis Smith, member, City Planning Commission, March 20 - April 3; Sue Sommer Loos, member, Recreation and Park Commission, April 2 - 8; Boyd G. Stephens, M.D., Chief Medical Examiner, April 12 - 13; L.A. Turpen, Director of Airport, April 7 - 17, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Commendation]

Resolution commending and honoring Doris M. Ward for her distinguished service on the Board of Supervisors.

File 6-92-4, Resolution No. 281-92

Supervisor Britt presented for immediate adoption.

Adopted.

[Project Open Hand "Skip A Lunch"]

Resolution urging the Mayor to call on all San Francisco City Departments to join project Open Hand's "Skip-A-Lunch" campaign during the month of May.

File 215-92-1, Resolution No. 282-92

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Monday, April 6, 1992

Ayes: Supervisors Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Britt - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Settlement of Lawsuit]

Ordinance authorizing settlement of Tracy J. Pabros v. Henry Peter Rosack, et al, upon receipt of the sum of \$16,666.67 interest in car and dismissal of complaint. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee with request it be considered at the April 21, 1992 meeting.

File 46-92-3

[Stadium Operator Admissions Tax]

Ordinance amending Part III, San Francisco Municipal Code by amending Section 807 thereof providing an exemption from the payment of the stadium operator admissions tax by extending for one year through December 31, 1992 the exemption from the payment of admission taxes on tickets sold at \$12.99 or less. (Supervisor Gonzalez presented on behalf of Supervisor Ward.) Referred to Finance Committee with request it be calendared as soon as possible.

File 127-92-2

[John Swett Elementary School]

Resolution urging the Senate Transportation Committee to pass legislation leasing land to the John Swett Elementary School for a playground. (Supervisor Maher presented.) Referred to Administration and Oversight Committee.

File 12-92-19

Referred to Board

[Senate Bill 1700]

Resolution supporting Senate Bill 1700 which would create the Intercity Rail Commission with authority to plan, program and promote passenger rail transportation. (Supervisor Maher presented.) Referred to Board April 13, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-20

Monday, April 6, 1992

[Street Closing]

Resolution authorizing temporary closing of portions of Mendell Street, Newcomb, Mckinnon, LaSalle and Oakdale Avenues on Saturday, April 25, 1992 from 10:00 a.m. to 6:00 p.m. for an "Earth Day Celebration". (Supervisor Shelley presented.) Referred to Board April 13, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-12

Referred to Committee

[Reclamation]

Resolution urging the Chief Administrative Officer and the Public Utilities Commission to jointly negotiate a mutually beneficial agreement with other Bay Area water and wastewater entities in order to fully study the concept and feasibility of exporting reclaimed and recycled water from the Bay Area for beneficial reuse, including but not limited to agricultural irrigation, salinity repulsion and other viable options. (Supervisors Migden, Achtenberg presented.) Referred to Economic and Social Policy Committee.

File 53-92-2

[UDAG Revolving Loan Fund (Withdrawal)]

Resolution authorizing a withdrawal of funds from the UDAG Revolving Loan Fund in the amount of \$1.8 million and transfer into an Enterprise Zone Working Capital Loan Guarantee Program with participating banks and in accordance with eligible activities under Title I of the Housing and Community Development Act of 1974. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be calendared at the April 15, 1992 meeting.

File 183-92-2

Request for Hearings:

File 93-92-16, By Supervisors Hallinan and Alioto: To consider the San Francisco Police Department Memorandum of Understanding. Referred to Administration and Oversight Committee.

File 100-92-3, By Supervisor Gonzalez: To consider the Joint Report on the anticipated revenue shortfall in the fiscal year 1992-93 General Fund Budget. Referred to Finance Committee with request it be considered at the April 8, 1992 meeting.

File 118-92-4, By Supervisor Alioto: To consider legislation to ban smoking in all City buildings and offices. Referred to City Services Committee with request it be considered at the April 21, 1992 meeting.

File 243-92-1, By Supervisor Gonzalez: To consider issues concerning Parking Control Officers. Referred to Administration and Oversight Committee.

Monday, April 6, 1992

Introduced by the President at the Request of Departments

Referred to Committee

File 36-92-2. [Zoning Map Change] Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on 625 Duncan Street, between Castro and Diamond Streets, Assessor's Block 6604, Lots 40 and 41, from an RH-1 (House, One-Family) District to an RH-2 (House, Two-Family) District; and adopting findings pursuant to Section 101.1. (Department of City Planning) Economic and Social Policy

File 45-92-14. [Settlement of Lawsuit] Ordinance authorizing settlement of litigation of Raymond Coats against the City and County of San Francisco by payment of \$9,000. (City Attorney) Administration and Oversight

File 97-92-19. [Business Advisory Commission] Ordinance amending Administrative Code, Article XIII of Chapter 5, abolishing the Bureau of Small Business and Small Business Advisory Commission, and establishing a Business Advisory Commission within the Mayor's Office of Economic Planning and Development. (Small Business Advisory Commission) City Services

Referred to Committee

File 25-92-5. [Contracting Out City Services] Resolution approving the Controller's certification that Pretrial Diversion Program for the City and County of San Francisco can practically be performed by private contraction at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff) Finance

File 25-92-6. [Contracting Out City Services] Resolution approving the Controller's certification that County Jail Food Service Management Operations for the City and County of San Francisco can practically be performed by private contraction at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff) Finance

File 25-92-7. [Contracting Out City Services] Resolution approving the Controller's certification that San Francisco "O.R." Project for the City and County of San Francisco can practically be performed by private contraction at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff) Finance

File 25-92-8. [Contracting Out City Services] Resolution approving the Controller's certification that the Eviction Assistance Program for the City and County of San Francisco can practically be performed by private contraction at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff) Finance

Monday, April 6, 1992

File 25-92-9. [Contracting Out City Services] Resolution concurring with the Controller's certification that Convention Facilities Management Operation and Maintenance Service can be practically performed at Brooks Hall, Civic Auditorium and Moscone Center by private contractor for lower cost than similar work services performed by City and County employees. (Chief Administrative Officer) Finance

File 25-92-10. [Contracting Out City Services] Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Office of the Controller at 160 South Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Controller) Finance

File 61-92-1. [Contract Award Extension] Resolution approving extension of time for awarding San Francisco Municipal Railway Contract No. MR-1034R, (procurement and installation of the Advanced Train Control System) "ATCS". (Public Utilities Commission) Finance

File 84-92-1. [Acquisition of Property] Resolution authorizing acquisition of real property identified as City and County of San Francisco Assessor's Block 3612 Lot 4 (2460 Harrison Street, between 20th and 21st Streets) for Open Space purposes - \$400,000; and adopting findings pursuant to City Planning Code Section 101.1. (Recreation and Park Department) Finance

File 89-92-4. [State Disability Insurance] Resolution authorizing enrollment of Classification 4231 Senior Estate Investigator in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight

File 89-92-5. [State Disability Insurance] Resolution authorizing enrollment of Classification 2145 Hospital Associate Administrator in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight

File 170-92-3. [Bond Sale] Resolution authorizing and directing the sale of City and County of San Francisco \$6,100,000 principal amount of General Obligation Bonds (Public Safety Improvement Projects, 1989), Series 1992A, \$6,100,000 principal amount of General Obligation Bonds, (Police Facilities Improvement Projects), Series 1992B, \$65,000,000 principal amount of General Obligation Bonds (Public Safety Improvement Projects, 1990), Series 1992C and \$84,500,000 principal amount of General Obligation Bonds (Library Facility Project), Series 1992D; prescribing the terms and form of said bonds; approving forms of official notice of sale of bonds and notice of intention to sell bonds; directing the publication of notice of sale and notice of intention to sell bonds; approving the official statement relating thereto; consenting to submission of bids by co-financial advisors; and authorizing the execution of necessary documents. (Chief Administrative Officer) Finance

Monday, April 6, 1992

Request Granted

There being no objection, the Board directed the Clerk to comply with the following request:

By Supervisor Alioto, that the City Attorney prepare legislation to ban smoking in City buildings and offices.

ADJOURNMENT

There being no further business, the Board at the hour of 3:20 p.m. adjourned.

John L. Taylor, Clerk

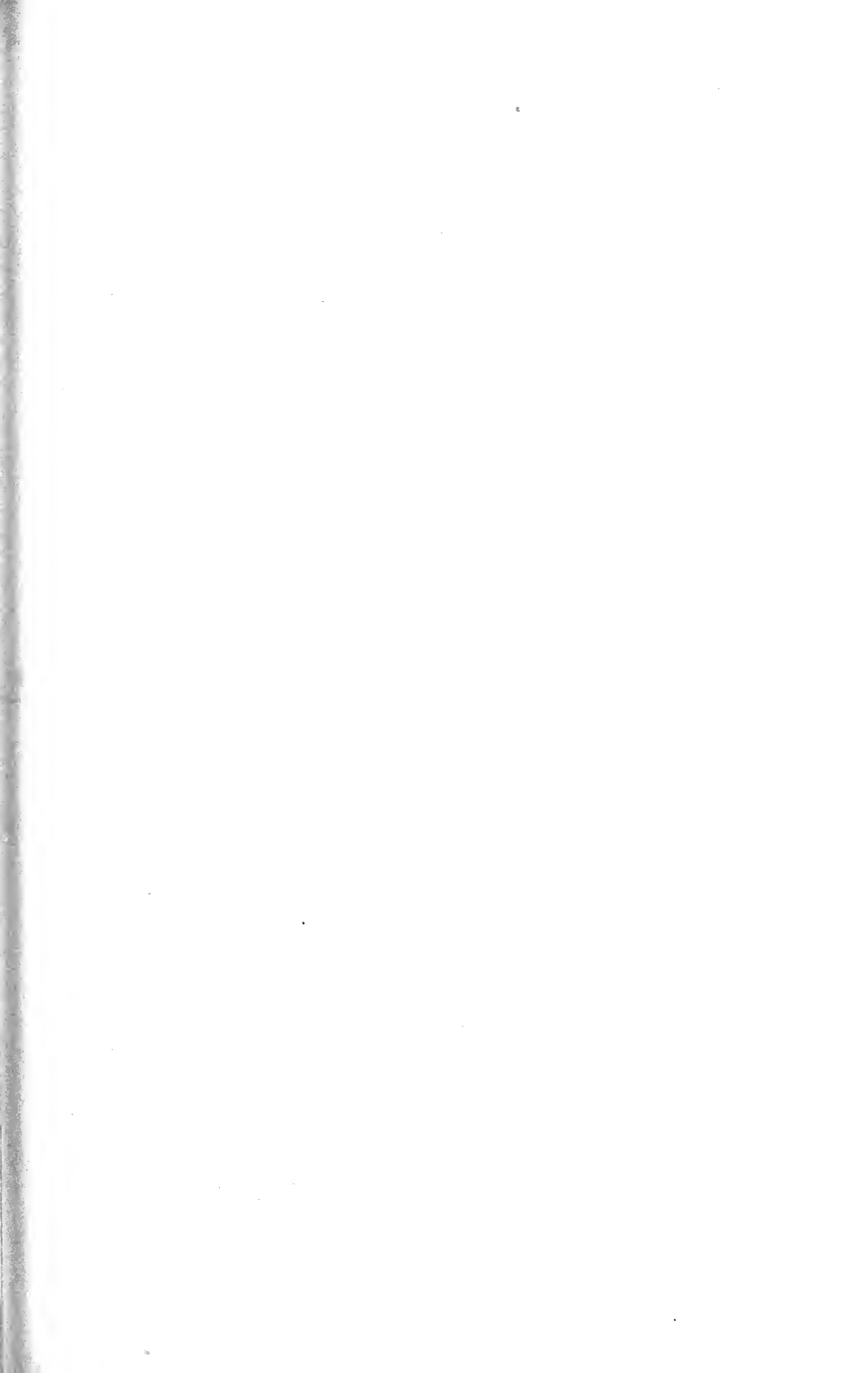
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, April 6, 1992

Approved by the Board of Supervisors on January 11, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



Vol. 87

No. 15

DOCUMENTS DEPT.

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Monday, April 13, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 13, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Conroy, Kennedy, Maher, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez, Hallinan, Hsieh - 4.

Quorum present.

Supervisor Alioto was noted present at 2:24 p.m.

Supervisor Gonzalez was noted present at 2:07 p.m.

Supervisor Hallinan excused, on official leave of absence.

Supervisor Hsieh excused. (See infra.)

Supervisor Hsieh Excused

The Clerk announced that Supervisor Hsieh requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to excuse Supervisor Hsieh from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh - 4.

Monday, April 13, 1992

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Gonzalez, moved that the Journals of Proceedings for Monday, July 22, 1991, Wednesday, July 24, 1991, Monday, July 29, 1991 and Wednesday, July 31, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh - 4.

COMMUNICATION

The Clerk presented a communication from President Shelley relating to Committee appointments effective April 13, 1992 as follows:

Finance Committee

Supervisors Gonzalez, Migden, Hallinan

Administration and Oversight Committee

Supervisors Hallinan, Maher, Britt

City Services Committee

Supervisors Achtenberg, Alioto, Hsieh

Economic and Social Policy Committee

Supervisors Kennedy, Alioto, Conroy.

First named Supervisor is Chair, second-named Supervisor is Vice-Chair, of the Committee.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,100,257, Department of Public Works, for capital improvement project (Street Reconstruction and Renovation), for fiscal year 1991-92; placing \$585,000 on reserve. (Controller)

File 101-91-63, Ordinance No. 118-92

Finally passed.

Monday, April 13, 1992

[Government Funding]

Ordinance appropriating \$62,902,000, Department of Public Health, Medi-Cal Revenues (SB 855), transfer to other funds, San Francisco General Hospital, \$38,010,290, other current services (SB 855). (Controller)

File 101-91-64, Ordinance No. 119-92

Finally passed.

[Underground District]

Ordinance creating an Underground District on Eighth Avenue in the Sunset District. (Department of Public Works)

File 52-92-2, Ordinance No. 114-92

Finally passed.

Passed for Second Reading

[Airport - Lease Modifications]

Ordinance approving Modification No. 4 of lease agreement between American Airlines, Inc., and City and County acting by and through its Airports Commission. (Airports Commission)

File 27-92-1, Ordinance No.

Passed for second reading.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for a grant of \$115,397, from State Department of Health Services, for the continuation of immunization services; waiving indirect costs. (Department of Public Health)

File 146-92-23, Resolution No. 305-92

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for a supplemental grant of \$820,000, which includes indirect costs in the amount of \$91,400, based on twenty percent of salaries, from the Centers for Disease Control to fund the HIV Incidence in Homosexual/Bisexual Male Research Project. (Department of Public Health)

File 146-92-24, Resolution No. 306-92

Adopted.

Monday, April 13, 1992

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersection]

Resolution designating certain intersection as "Stop" intersection.
(Supervisor Migden)

File 18-92-3, Resolution No. 301-92

(Stop Sign - Establish

Elizabeth and Douglass Streets, southeast and northwest corners,
stopping Douglass Street traffic (makes this an all-way Stop).

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulation on Commercial Street.
(Department of Parking and Traffic)

File 20-92-5, Resolution No. 303-92

(Street closed to vehicular traffic, 11:00 a.m. to 3:00 p.m.
Monday through Friday Establish

Commercial Street, 600 block, between Montgomery Street and
Kearny Street.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by
the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Kennedy,
Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Hsieh - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,451,885, Department of Public Works, for
capital improvement project (Wastewater Reclamation Master Plan),
for fiscal year 1991-92. (Controller)

Monday, April 13, 1992

File 101-91-53, Ordinance No. 116-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Hsieh - 3.

[Government Funding]

Ordinance appropriating \$860,720, Port Commission, for EDP Service - EIPSC and Prop J/CSC, outside training, data/word processing equipment and data processing equipment lease/purchase, subject of previous budgetary denial for training, for fiscal year 1991-92. (Controller)

File 101-91-62, Ordinance No. 117-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Hsieh - 3.

Recommendation of Finance and City Services Committees

Finally Passed

[Resource Conservation]

Ordinance amending Administrative Code, to require that (1) City departments establish in-house waste reduction programs, and (2) all City and County departments and agencies purchase recycled products to the maximum extent possible. (Supervisors Britt, Achtenberg, Alioto, Hsieh, Kennedy, Migden, Shelley, Gonzalez, Hallinan)

File 97-92-5, Ordinance No. 115-92

(Adds Chapter 21A.)

(Fiscal Impact)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Hsieh - 3.

NEW BUSINESS

Monday, April 13, 1992

Recommendations of Finance Committee

Passed for Second Reading

[Fifth and Mission Public Parking Garage 1992 Lease]
Ordinance approving and authorizing the execution and delivery of a Fifth and Mission Public Parking Garage 1992 Lease, approving and authorizing the execution and delivery of an agreement among the City and County, the Parking Authority, Uptown Parking Corporation and Downtown Parking Corporation, approving the issuance of the City of San Francisco Downtown Parking Corporation Revenue Bonds, Series 1992; and authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such bonds, all in connection with the financing of seismic retrofit improvements and the expansion of the Fifth and Mission Public Parking Garage. (Department of Parking and Traffic)

File 47-92-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Hsieh - 3.

Consideration Continued

[Lease]
Ordinance approving the lease with the Golden Gate Yacht Club to operate a yacht club at the San Francisco Marina. (Recreation and Park Department)

File 65-92-6, Ordinance No.

Supervisor Migden, seconded by Supervisor Alioto, moved to continue consideration to April 20, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Migden, Shelley - 5.

Noes: Supervisors Conroy, Gonzalez, Kennedy, Maher - 4.

Absent: Supervisors Hallinan, Hsieh - 2.

Passed for Second Reading

[Environmental Review Fees]
Ordinance amending the Administrative Code, concerning fees for nonprofit organizations. (Department of City Planning)

File 97-92-12, Ordinance No.

Monday, April 13, 1992

(Amends Sections 31.46 and 31.46A.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Achtenberg, Hallinan, Hsieh - 3.

[Planning Fees]

Ordinance amending City Planning Code, to exclude exemptions to nonprofit organizations from planning fees, and extending payment of planning fees to time of building permit issuance for certain nonprofit housing developers; companion measure to File 97-92-12. (Department of City Planning)

File 115-92-5, Ordinance No.

(Amends Sections 351, 361 and 362, of Article 3.5;
Amends Sections 351, 362 and 363 of Article 3.5A.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

Adopted

[AB 3297]

Resolution supporting AB 3297 adjusting salaries and number of personnel of Superior and Municipal Courts. (Municipal Court)

File 12-92-14, Resolution No. 299-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

[Emergency Contract]

Resolution authorizing the Department of Public Health, San Francisco General Hospital, to enter into emergency contracts providing for retroactive payments to Nor-Cal Medical Temps and Western Medical Services. (Department of Public Health)

File 172-92-6, Resolution No. 307-92

Adopted by the following vote:

Monday, April 13, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

[Disaster Relief Funds]

Resolution authorizing the Chief Administrative Officer, and other designated City and County Officials to execute and file, on behalf of the City and County, certain documents relating to Federal and State financial assistance under the Federal Disaster Relief Act, or Federal assistance otherwise available from the President's Disaster Relief Fund and the State of California Natural Disaster Assistance Act Program, and rescinding Resolution No. 779-89. (Chief Administrative Officer)

File 270-92-2, Resolution No. 311-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

Recommendations of City Services Committee

Adopted

[SB 982 Criminal Status -- Oppose]

Resolution opposing Senate Bill 982 (Davis), a measure relating to exposure to HIV without prior partner notification, and encouraging the State of California to fund HIV education and prevention programs. (Supervisors Britt, Alioto, Hsieh, Achtenberg, Migden, Shelley, Gonzalez, Conroy)

File 12-92-13, Resolution No. 298-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

[Police Patrols in the Tenderloin]

Resolution urging the Mayor to urge the Police Commission and the Chief of Police to place more emphasis on visible police foot patrols in the area on and around Golden Gate between Leavenworth and Market; urging the Mayor to convene meetings with City departments and adopt a program that would improve the health and safety conditions in the same area of the City. (Supervisors Alioto, Gonzalez, Hsieh, Shelley)

File 207-92-4, Resolution No. 309-92

Monday, April 13, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

[Expand Definition of Drug-Free Zones]

Resolution urging the State Legislature to amend the California Health and Safety Code to provide that enhancements to punishment for distributing controlled substances by adults to minors should be provided when the distribution occurs in or near public parks or any child care center; and the Mayor is asked to transmit a copy of this resolution to the Legislative Advocate for presentation by the latter to the members of the San Francisco delegation in the State Legislature, with the request that all necessary action be taken to effectuate the intent of this resolution. (Supervisors Alioto, Kennedy, Shelley)

File 207-92-4.1, Resolution No. 310-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Zoning Amendment]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the northwest and northeast sides of Howth Street at the north side of Geneva Avenue, Lots 2A, 2B, 2C, 3A and 3B in Assessor's Block 6947 and Lots 12A, 12C, 12E, 12F, and 22 in Assessor's Block 6948, from an RH-1 (House, One-Family) District to an RH-2 (House, Two Family) District and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Department of City Planning)

File 36-92-1, Ordinance No.

(Approved by City Planning Commission Resolution No. 13226).
(Exempt from environmental review as a General Rule Exclusion).

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Britt, Hallinan, Hsieh - 3.

Monday, April 13, 1992

Adopted _

[Task Force on Local Employment]

Resolution establishing a Task Force on local employment opportunities to examine and report upon the crisis in employment opportunities facing San Francisco, particularly for residents under 25 years of age, and to submit a report of its findings and recommendations to the Board of Supervisors by November 6, 1992. (Supervisors Gonzalez, Alioto, Kennedy, Shelley)

File 174-91-5, Resolution No. 308-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Britt, Hallinan, Hsieh - 3.

Adopted as Amended

[Talking Sound Devices at Traffic Signals]

((Resolution urging the Mayor to urge the Parking and Traffic Commission to implement a program to install talking sound devices at traffic signals in those portions of the city that are heavily used by pedestrians, and at locations where it is generally known that significant numbers of visually impaired pedestrians cross the streets.)) (Supervisors Ward, Kennedy, Achtenberg, Shelley)

Resolution urging the Mayor to urge the Parking and Traffic Commission to implement a program to install talking sign devices at traffic signals in those portions of the city that significant numbers of visually impaired pedestrians cross the streets.

File 20-92-4, Resolution No. 302-92

Supervisor Kennedy, seconded by Supervisor Achtenberg, moved to amend page one (in title), line one, by replacing "Sound" with "Sign" and on line three, by replacing "sound" with "sign" and further amended on page two, line 11, by replacing "sound" with "sign".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh - 4.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh - 4.

Monday, April 13, 1992

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing of persons interested in or objecting to adopting and imposing schedules of sewer service and industrial cost recovery charges to be paid by users for fiscal year 1992-93.

File 21-92-1

(Filed March 18, 1992.)

(Exempt from environmental review.)

The privilege of the floor was granted to the following persons:

Rudolf Nothenberg, Chief Administrative Officer;
Senator Quentin L. Kopp, Opposed;
Dehnert Queen, Small Business Development Corporation;
Harold Madison, Clean Water Representative;
Juanita Raven, Past President/Twin Peaks;
Elizabeth Patterson, Sunset Resident;
Joe O'Donoghue, Residential Builder;
Eugene, 46 Wawona Street;
Dennis Quinn, Sunset Resident;
Representative of Citizens Adm. Council;
Nate Rather;
Resident, Upper Haight.

From the Chief Administrative Officer

Refused Adoption; Rescinded;
Referred to Finance Committee

[Sewer Service Charge]

Resolution adopting and imposing schedules of sewer service and industrial cost recovery charges to be paid by users for fiscal year 1992-93 pursuant to Part II. Chapter X, Articles 4.1 and 4.2 of the Public Works Code; providing for a severability clause. (Chief Administrative Officer)

File 21-92-1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Achtenberg, Migden - 2.

Noes: Supervisors Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Shelley - 7.

Absent: Supervisors Hallinan, Hsieh - 2.

Monday, April 13, 1992

Supervisor Migden, seconded by Supervisor Achtenberg, moved to rescind the vote.

Motion to rescind the vote adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Kennedy, Maher, Migden, Shelley - 7.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Alioto, Hallinan, Hsieh - 3.

Supervisor Migden, seconded by Supervisor Achtenberg, moved to refer to Finance Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Kennedy, Maher, Migden, Shelley - 6.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh - 4.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT), denying the Community United Against Violence applications for approval of temporary closing of Castro Street, between 17th and 19th Streets; Market Street, between Castro and Noe Streets; 18th Street, between Collingwood and Hartford Streets, from 7:00 a.m. on Sunday, October 31, 1993 to 3:00 a.m. Monday, November 1, 1993; from 7:00 a.m. Monday, October 31, 1994, to 3:00 a.m. Tuesday, November 1, 1994; and from 7:00 a.m. Tuesday, October 31, 1995, to 3:00 a.m. Wednesday, November 1, 1995, for Annual Halloween Celebrations.

File 42-92-11

(Appeal filed March 19, 1992.)

(The appellants have requested that the hearing on this appeal not be heard April 13, 1992, and that the appeal be continued to a future date.)

Supervisor Britt, seconded by Supervisor Kennedy, moved to continue consideration to April 27, 1992.

Motion to continue adopted by the following vote:

Monday, April 13, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

From the Clerk

Consideration Continued

[Street Closing]

Resolution authorizing temporary closing of Castro Street, between 17th and 19th Streets; Market Street, between Castro and Noe Streets; 18th Street, between Collingwood and Hartford Streets, from 7:00 a.m. on Sunday, October 31, 1993 to 3:00 a.m. Monday, November 1, 1993; from 7:00 a.m. Monday, October 31, 1994, to 3:00 a.m. Tuesday, November 1, 1994; and from 7:00 a.m. Tuesday, October 31, 1995, to 3:00 a.m. Wednesday, November 1, 1995, for Annual Halloween Celebrations.

File 42-92-11, Resolution No.

Supervisor Britt, seconded by Supervisor Kennedy, moved to continue consideration to April 27, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:
Dehnert Queen.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Senate Bill 1700]

Resolution supporting Senate Bill 1700 which would create the Intercity Rail Commission with authority to plan, program and promote passenger rail transportation. (Supervisor Maher)

Monday, April 13, 1992

File 12-92-20, Resolution No. 300-92

(April 6, 1992 - Introduced in Board for consideration April 13, 1992.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portions of Mendell Street, Newcomb, McKinnon, LaSalle and Oakdale Avenues for an "Earth Day Celebration". (Supervisor Shelley)

File 42-92-12, Resolution No. 304-92

(Mendell Street, between Oakdale and LaSalle Avenues; Newcomb Avenue 300 feet east of Third Street; Oakdale Avenue 300 feet east of Third Street; McKinnon Avenue 300 feet east of Third Street; and LaSalle Avenue 300 feet east of Third Street from 10:00 a.m. to 6:00 p.m. on Saturday, April 25, 1992.)

(April 6, 1992 - Introduced in Board for consideration April 13, 1992.)

Adopted.

[Condominium Project]

Motion approving final map of 166-180 7th Street, also known as South Gardens, being a resubdivision of Lot 137, in Assessor's Block 3727; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-9

(April 6, 1992 - Introduced in Board for consideration April 13, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Alioto, Conroy, Hallinan, Hsieh - 4.

OFF-CALENDAR LEGISLATION

Monday, April 13, 1992

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Pushcart Peddler Permit]
[Draft] Ordinance amending Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) by amending Section 1330.4 regulating pushcart peddler locations; exceptions. (Presented by Supervisor Migden.) Referred to City Services Committee with request it be considered at the April 21, 1992 meeting.

File 121-92-4

[Residential Parking of Oversized Vehicles]
Ordinance amending Article 3 of Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) by adding Section 63 (b) thereto, prohibiting the parking of oversized vehicles in residential districts of the City between 10:00 p.m. and 6:00 a.m. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 124-92-2

Referred to Board

[Sierra Club Centennial]
Resolution saluting the Sierra Club on the occasion of its centennial. (Supervisor Shelley presented.) Referred to Board April 20, 1992 For Adoption Without Committee Reference Calendar.

File 6-92-5

[Street Closing]
Resolution authorizing temporary closings of portions of various streets for Bay to Breakers Race sponsored by the San Francisco Examiner on Sunday, May 17, 1992 from 5:00 a.m. to 2:00 p.m. (Supervisor Migden presented.) Referred to Board April 20, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-13

Referred to Committee

[Mayor's Earthquake Emergency Relief Fund Expenditure]
Resolution approving expenditure of \$213,200 from the Mayor's Earthquake Emergency Relief Fund to equip the Emergency Command Center (ECC) of the City and County of San Francisco. (Supervisor Shelley presented.) Referred to Finance Committee.

File 270-92-3

Monday, April 13, 1992

Request for Hearings:

File 42-92-14, By Supervisors Britt, Migden, Achtenberg: To consider legislation closing a portion of Castro Street on Sunday, May 17, 1992. Referred to Economic and Social Policy Committee with request it be considered at the April 28, 1992 meeting.

File 216-92-1, By Supervisor Hsieh: To consider the purchase and use of City automobiles by Department heads and managers of the City and County of San Francisco. Referred to City Services Committee.

File 255-92-1, By Supervisor Alioto: To consider legislation to enact the Mission Bay Materials Investigation and Remediation Program Citizens Advisory Committee as called for in the Mission Bay Development Agreement. Referred to City Services Committee.

File 284-92-2, By Supervisor Willie B. Kennedy: To consider Human Rights Commission sunset report regarding the Minority Business Enterprise/Women Business Enterprise/Local Business Enterprise (MBE/WBE/LBE) Ordinance. Referred to Economic and Social Policy Committee.

File 284-92-3, By Supervisor Willie B. Kennedy: To consider Human Rights Commission report regarding the Minority Business Enterprise/Women Business Enterprise/Local Business Enterprise Ordinance. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-15. [Settlement of Lawsuit] Authorizing settlement of litigation of Esteban Trujillo against the City and County of San Francisco by payment of \$4,500. (City Attorney) Administration and Oversight

File 46-92-4. [Settlement of Lawsuit] Authorizing settlement of Charles Harris v. Kenneth Duart, et al., upon receipt of the sum of \$30,000 and dismissal of complaint. (City Attorney) Administration and Oversight

File 97-92-20. [Hazardous Waste Facility Fund] Amending Administrative Code by adding Section 10.117-111 thereto, creating a special funds for deposit of the proceeds of fees charged hazardous waste facility project applicants. (Department of City Planning) Finance

File 97-92-21. [Environmental Review Fees] Amending Administrative Code by amending Section 31.46A, concerning modification and extension of surcharges. (Department of City Planning) Finance

File 115-92-6. [Planning Fees] Amending Article 3.5A City Planning Code by amending Sections 350, 351, 352, 358, 361, 364, 365, 367, adding new Sections 369, 370, 371, 372, 373 and renumbering Sections 350, through 368, to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning) Finance

Monday, April 13, 1992

File 114-92-2. [BBI Fee Schedule] Amending Building Code by amending Sections 330.1, 330.2, 330.3, 331, 332, 332.1, 332.2, 332.3, 332.4, 332.5, 333.1, 333.2 and 333.3, to increase Bureau of Building Inspection fees. (Department of Public Work) Finance

Resolutions Referred to Committee

File 25-92-11. [Contracting Out City Services] Concurring with the Controller's certification that guard/security services can be practically performed at the Earl P. Mills Community Center by private contractor for lower cost than similar work services performed by City and County employees. (Department of Public Works) Finance

File 28-92-4. [Airport Administration] Approving a declaration of emergency, emergency water main repairs McDonnell Road and R-6, Airport Contract No. 3126, San Francisco International Airport - \$140,000. (Airports Commission) Finance

File 31-92-2. [Employee Replacement] Approving immediate filling of vacated position of Classification 0650 Traffic Hearing Officer, Juvenile Division, Superior Court. RO #91206. (Superior Court) Finance

File 89-92-6. [State Disability Insurance] Authorizing enrollment of Classification 8132 District Attorney Investigative Assistant in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight

File 132-92-3. [Grant - Federal Funds] Authorizing the San Francisco Art Commission to apply for, retroactively accept and expend \$30,000 of National Endowment for the Arts Local Program Funds to develop a long range planning process and plan, including two percent, or \$600.00 for indirect costs associated with City administration of the grant funds, by which resources and action plans are secured for the San Francisco Art Commission and shared with the community. (Art Commission) Finance

File 132-92-4. [Grant - Foundation Funds] Authorizing the San Francisco Art Commission to apply for, retroactively, accept and expend \$30,000 of San Francisco Foundation Grant Funds to assist long range planning process for the Commission and its programs in areas that may include marketing and promotion, subgranting, programming and facilities development and operation; for the benefit of strengthening the Commission's mission, programs, and projects; including two percent for indirect costs associated with the administration of the grant. (Art Commission) Finance

File 146-92-7.1. [Grant - State Funds] Authorizing the Department of Public Health, EMS Agency, to accept and expend a grant of \$45,103, which includes indirect costs in the amount of \$4,572 based on twenty percent of salaries from State Emergency Medical Services Authority, for development of a registry of emergency pediatric patients. (Department of Public Health) Finance

Monday, April 13, 1992

File 146-92-25. [Grant - State Funds] Authorizing the Department of Public Health, Central Administration, to accept and expend a grant of \$28,711, which includes indirect costs in the amount of \$2,871 based on ten percent of the total award from the State Department of Health Services, to provide health education materials, supplies, and travel costs for health administrative and technical staff. (Department of Public Health) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Britt, that the City Attorney prepare legislation authorizing a temporary street closing of a portion of Castro Street on Sunday, May 17, 1992.

By Supervisor Migden, that the Real Estate Department provide the Board of Supervisors with a preliminary and informal opinion regarding the fair market value of the pending lease with the Golden Gate Yacht Club contained in Board File 65-92-6. The Board recognizes that the Recreation and Park Department lease is outside the regular jurisdiction of the Real Estate Department and the Department has a heavy workload. Nevertheless, the Board would benefit from the opinion of the Department on or before Friday, April 17, 1992.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Natividad Gotico (Supervisor Shelley)
Richard Sevilla (Supervisors Gonzalez, Britt, Achtenberg,
Migden, Maher, Shelley)
Ronald A. Jacobs (Supervisor Migden)

File 2-92-15

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:39 p.m. adjourned.

John L. Taylor, Clerk

Monday, April 13, 1992

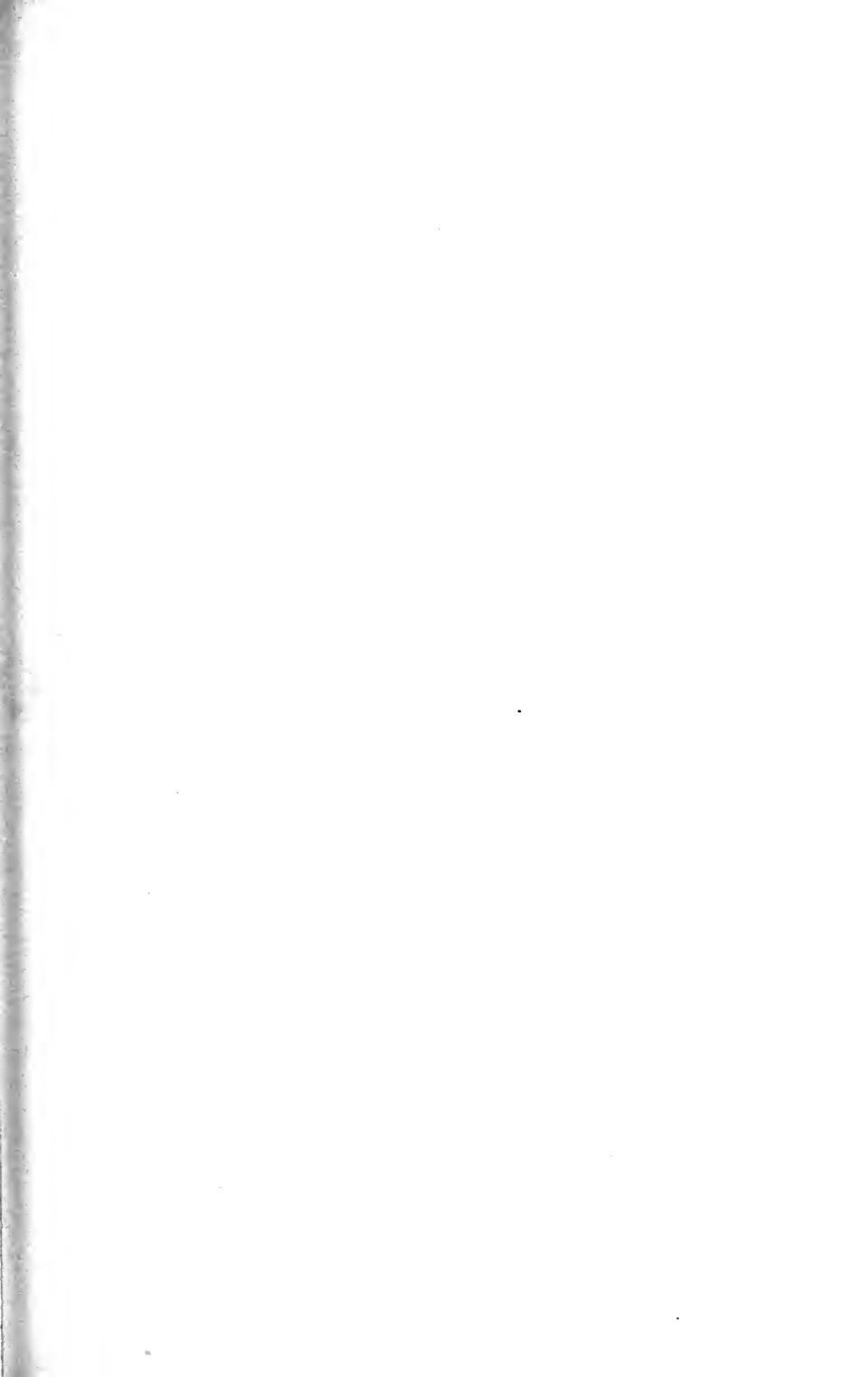
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 11, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







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Vol. 87

No. 16

DOCUMENTS DEPT.

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Monday, April 20, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 20, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Alioto, Britt, Kennedy - 3.

Quorum present.

Supervisor Alioto was noted present at 2:09 p.m.

Supervisor Britt was noted present at 2:10 p.m.

Supervisor Kennedy was noted present at 2:12 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Gonzalez, seconded by Supervisor Achtenberg, moved that the Journals of Proceedings for Monday, August 5 and 12, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

CONSENT CALENDAR

Monday, April 20, 1992

Recommendations of Finance Committee

Finally Passed

[Airport - Lease Modifications]

Ordinance approving Modification No. 4 of lease agreement between American Airlines, Inc., and City and County acting by and through its Airports Commission. (Airports Commission)

File 27-92-1, Ordinance No. 121-92

Finally passed.

[Fifth and Mission Public Parking Garage 1992 Lease]

Ordinance approving and authorizing the execution and delivery of a Fifth and Mission Public Parking Garage 1992 Lease, approving and authorizing the execution and delivery of an agreement among the City and County, the Parking Authority, Uptown Parking Corporation and Downtown Parking Corporation, approving the issuance of the City of San Francisco Downtown Parking Corporation Revenue Bonds, Series 1992; and authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such bonds, all in connection with the financing of seismic retrofit improvements and the expansion of the Fifth and Mission Public Parking Garage. (Department of Parking and Traffic)

File 47-92-2, Ordinance No. 120-92

Finally passed.

[Environmental Review Fees]

Ordinance amending the Administrative Code, concerning fees for non-profit organizations. (Department of City Planning)

File 97-92-12, Ordinance No. 123-92

(Amends Sections 31.46 and 31.46A.)

Finally passed.

[Planning Fees]

Ordinance amending City Planning Code, to exclude exemptions to nonprofit organizations from planning fees, and extending payment of planning fees to time of building permit issuance for certain nonprofit housing developers; companion measure to File 97-92-12. (Department of City Planning)

File 115-92-5, Ordinance No. 124-92

(Amends Sections 351, 361 and 362, of Article 3.5;
Amends Sections 351, 362 and 363 of Article 3.5A.)

Finally passed.

Monday, April 20, 1992

Adopted

[Contracting Out City Services]

Resolution approving the Controller's certification that Pretrial Diversion Program for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff)

File 25-92-5, Resolution No. 324-92

Adopted.

[Contracting Out City Services]

Resolution approving the Controller's certification that County Jail Food Service Management Operations for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff)

File 25-92-6, Resolution No. 325-92

Adopted.

[Contracting Out City Services]

Resolution approving the Controller's certification that San Francisco "O.R." Project for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff)

File 25-92-7, Resolution No. 326-92

Adopted.

[Contracting Out City Services]

Resolution approving the Controller's certification that the Eviction Assistance Program for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1992 than if work were performed by City and County employees. (Sheriff)

File 25-92-8, Resolution No. 327-92

Adopted.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that Convention Facilities Management Operation and Maintenance Service

Monday, April 20, 1992

can be practically performed at Brooks Hall, Civic Auditorium and Moscone Center by private contractor for lower cost than similar work services performed by City and County employees. (Chief Administrative Officer)

File 25-92-9, Resolution No. 328-92

Adopted.

[Contracting Out City Services]
Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Office of the Controller at 160 South Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Controller)

File 25-92-10, Resolution No. 329-92

Adopted.

Recommendations of Economic and Social Policy Committee

Finally Passed

[Zoning Amendment]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the northwest and northeast sides of Howth Street at the north side of Geneva Avenue, Lots 2A, 2B, 2C, 3A and 3B in Assessor's Block 6947 and Lots 12A, 12C, 12E, 12F, and 22 in Assessor's Block 6948, from an RH-1 (House, One-Family) District to an RH-2 (House, Two Family) District and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Department of City Planning)

File 36-92-1, Ordinance No. 122-92

(Approved by City Planning Commission Resolution No. 13226).
(Exempt from environmental review as a General Rule Exclusion).

Finally passed.

The foregoing items on the Consent Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

REGULAR CALENDAR

Monday, April 20, 1992

UNFINISHED BUSINESS

Recommendation of Finance Committee

Passed for Second Reading

[Lease]

Ordinance approving the lease with the Golden Gate Yacht Club to operate a yacht club at the San Francisco Marina, (Recreation and Park Department)

File 65-92-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Noes: Supervisor Hsieh - 1.

From Administration and Oversight Committee
Without Recommendation

Passed for Second Reading as Amended

[Annual Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, Section 8.401 and Section 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1992. (Civil Service Commission)

File 106-92-1, Ordinance No.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Monday, April 20, 1992

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Contract Award Extension]

Resolution approving extension of time for awarding Municipal Railway Contract No. MR-1034R (procurement and installation of the Advanced Train Control System ["ATCS"]). (Public Utilities Commission)

File 61-92-1, Resolution No. 331-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Acquisition of Property]

Resolution authorizing acquisition of real property identified as City and County Assessor's Block 3612 Lot 4 (2460 Harrison Street, between 20th and 21st Streets) for Open Space purposes - \$400,000; and adopting findings pursuant to City Planning Code Section 101.1. (Recreation and Park Department)

File 84-92-1, Resolution No. 332-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Grant - State Funds]

Resolution authorizing Chief Administrative Officer to accept and expend retroactively \$68,173 in funds from the California Integrated Waste Management Board (CIWMB) in the form of a discretionary grant to be used for the Household Hazardous Waste Management Program; waiving indirect costs. (Chief Administrative Officer)

File 133-92-1, Resolution No. 333-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Monday, April 20, 1992

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien;
John May;
Dehnert Queen;
Ella Romett;
John Bardis;
Leland Francois.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Sierra Club Centennial]

Resolution saluting the Sierra Club on the occasion of its centennial. (Supervisor Shelley)

File 6-92-5, Resolution No. 323-92

(April 13, 1992 - Introduced in Board for consideration April 20, 1992.)

Adopted.

[Street Closing]

Resolution authorizing temporary closings of portions of various streets for Bay to Breakers Race sponsored by the San Francisco Examiner on Sunday, May 17, 1992 from 5:00 a.m. to 2:00 p.m; and providing for insurance. (Supervisor Migden)

File 42-92-13, Resolution No. 330-92

(Howard Street, between Embarcadero and Main Streets; Stuart and Beale Streets, between Mission and Folsom Streets; Howard Street, between Embarcadero and Ninth Street; Ninth Street, between Hayes and Howard Streets; Hayes Street, between Market and Divisadero Streets; Divisadero Street, between Hayes and Fell Streets; Fell Street, between Divisadero and Stanyan Streets; John F. Kennedy Drive, between Stanyan and the Great Highway; Great Highway, between Fulton Street and Sloat Boulevard; Lincoln Way and Martin Luther King Drive, between Sunset Boulevard and the Great Highway; Middle Drive West, between 39th Avenue and Metson Road.)

Monday, April 20, 1992

(April 13, 1992 - Introduced in Board for consideration April 20, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Britt, Maher - 2.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Severed from Immediate Adoption Calendar

Supervisor Gonzalez requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted

[Appointment]

Resolution appointing Supervisor Jim Gonzalez as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District.

File 92-92-16, Resolution No. 316-92

Supervisor Hsieh presented for immediate adoption.

Supervisor Gonzalez Excused From Voting

Supervisor Gonzalez requested to be excused from voting on the advice of the City Attorney.

Supervisor Hsieh, seconded by Supervisor Maher, moved to excuse Supervisor Gonzalez from voting.

Motion to excuse Supervisor Gonzalez from voting adopted by the following vote:

Monday, April 20, 1992

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

The roll was called on the pending legislation and it was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Hsieh, Kennedy, Migden, Shelley - 8.

Excused: Supervisor Gonzalez - 1.

Absent: Supervisors Britt, Maher - 2.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-16, Resolution No. 312-92

(Tom Hsieh, member, Board of Supervisors, April 21 - 27; Philip Armour, member, Commission on the Aging, April 10 - 15; Buck Bagot, President, Redevelopment Agency, April 4 - 7; Sonia Bolanos, member, Redevelopment Agency, March 30 - April 3; Dale Carlson, member, Library Commission, April 2 - 10; Edward A. Chow, M.D., member, Health Commission, April 10 - 18; Richard Cordova, Executive Administrator, General Hospital, April 22 - 24; Joe Driscoll, member, Retirement Board, April 3 - 5; Allen C. Haile, member, Social Services Commission, April 2 - 3 and April 9 - 14; Anne Halsted, member, Port Commission, April 4 - 9 and 16 - 17, May 1 - 14 and 7 - 12; Julia Lopez, General Manager, Department of Social Services, April 13 - 17; Patrick Murphy, President, Airports Commission, April 8 - 11; Harry S. Parker, III, Director, Fine Arts Museums, April 10 - 20; Jill Schlichtmann, member, Rent Board, April 18 - May 6; Arlo Smith, District Attorney, May 12 and May 17 - 18; Roselyne C. Swig, member, Library Commission, April 4 - 7; L.A. Turpen, Director of Airports, April 29 - 30, 1992.)

Adopted.

[Agreement to House Prisoners in Alameda County]

Resolution authorizing the Sheriff to enter into an agreement with Alameda County to house City inmates at Alameda County Correctional Facilities, which agreement provides for cross-indemnification from claims or other damages which may arise as a result of performance of services under said agreement. (Supervisor Gonzalez)

Monday, April 20, 1992

File 172-92-8, Resolution No. 317-92

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Street Closing]

Resolution authorizing closing of portions of Grove and Fulton Streets, between Larkin and Hyde Streets on Thursday, April 23, 1992 from 8:00 a.m. to 2:00 p.m. for groundbreaking ceremonies for the new main library.

File 42-92-15, Resolution No. 313-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[Emergency Services]

Resolution authorizing Director, Mayor's Office of Emergency Services and Director, Mayor's Criminal Justice Council to execute certain documents relating to financial assistance under Federal Civil Defense Act of 1950 as amended and rescinding Resolution No. 568-90.

File 68-92-6, Resolution No. 324-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[1992 Community Development Week Resolution]

Resolution designating National Community Development Week in San Francisco and recognizing the Mayor's Office of Economic Planning and Development, Housing and Community Development Division as the City Agency to carry out the Community Development Week activities.

File 79-92-1, Resolution No. 315-92

Supervisor Shelley presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Britt, Maher - 2.

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OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Rent]

Ordinance amending the San Francisco Administrative Code by amending Section 37.8 thereof to provide that tenants may file petitions on the ground that a rent increase was null and void pursuant to Section 37.3 and that hearing officers may order the payment or refund of such increase to tenants. (Supervisors Britt, Kennedy, Maher presented.) Referred to Economic and Social Policy Committee.

File 97-92-22

[Litter Enforcement]

Ordinance amending Part II, Chapter VIII, San Francisco Municipal Code (Police Code) by amending Article I, Section 38 to add one designated officer for the purpose of enforcing laws relating to littering. (Supervisor Shelley presented.) Referred to Finance Committee.

File 121-92-5

[Temporary Admission Tax]

Ordinance amending Article II of Part III of the San Francisco Municipal Code (Temporary Admission Tax) by amending Section 802A, which imposed a temporary admission tax on any operator of athletic contests, exhibitions and other special events by extending the temporary tax for an additional year. (Supervisor Hallinan presented.) Referred to Finance Committee.

File 127-92-3

[Business License Renewal]

Resolution urging San Francisco's Legislative Advocate to urge San Francisco's State Legislative Delegation to introduce legislation directing the Municipal Court to transmit information to the Tax Collector of outstanding litter information to the Tax Collector of outstanding litter violations prior to the renewal of a business license. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 12-92-21

[Parking Fines]

Resolution urging the Chief Administrative Officer to urge the Director of the Department of Public Works to consider legislation

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to increase the penalty for street cleaning parking violations from \$15 to \$20. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 26-92-1

[Street Sweeping]

Resolution urging the Chief Administrative Officer to urge the Director of Public Works to increase the frequency of mechanical street sweeping in the designated downtown areas and urging that the mechanical street sweeping program be expanded to include additional areas. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 26-92-2

[Neighborhood Beautification Fund]

Resolution urging the Chief Administrative Officer to institute a neighborhood outreach program to inform eligible groups of the Neighborhood Beautification Fund and to encourage them to apply for funding to purchase trashcans and steam-cleaning services. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 217-92-1

[Renter Recycling Bags]

Resolution urging the Chief Administrative Officer to develop a component within the City's Recycle Program that would provide reusable bags to renters for the purpose of collecting and depositing recyclable materials and urging that such provision be supported by a public/private partnership. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 217-92-2

[Plaza Cleaning -- Weekends]

Resolution urging the Chief Administrative Officer to urge the Director of Public Works to implement cleaning of the United Nations Plaza and Hallidie Plaza on weekends and holidays that fall on weekdays. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 217-92-3

[Litter Prevention -- Covered Trucks]

Resolution urging the Mayor to urge the Chief of Police to enforce provisions of the California Vehicle Code that require vehicles transporting certain materials to be covered to prevent the material from spilling or falling from the vehicle. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 217-92-4

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[Public Education -- Litter]

Resolution urging the Mayor and the Chief Administrative Officer to develop a coordinated public education campaign which encourages merchants and residents to keep the streets clean and informs the public about anti-littering laws and penalties. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 217-92-5

[Litter Reduction]

Resolution urging the Chief Administrative Officer to urge the Director of the Department of Public Works to double the number of trashcans on city streets. (Supervisors Shelley, Kennedy presented.) Referred to Finance Committee.

File 217-92-6

Request for Hearings:

File 30-92-6, By Supervisor Achtenberg: To consider possible additional cuts in the 1992-93 Health Department's Budget. Referred to City Services Committee.

File 159-92-1, By Supervisor Gonzalez: To consider a report to the Board of Supervisors from the Public Utilities Commission and Municipal Railway regarding funds available from the Transit Impact Development Fee. Referred to Finance Committee.

File 222-92-3, By Supervisor Kennedy: To consider the Affirmative Action Programs within all city departments, how it works, the process of promotions and advancement in-house, especially non-civil service positions. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-91-65. [Government Funding] Appropriating \$7,537,000, Department of Social Services, for general assistance, foster care and adoption aid. RO #91211 (Controller) Finance

File 45-92-16. [Settlement of Lawsuit] Authorizing settlement of litigation of Joseph Sims against the City and County of San Francisco by payment of \$12,000. (City Attorney) Administration and Oversight

File 45-92-17. [Settlement of Lawsuit] Authorizing settlement of litigation of Sanders Leblanc against the City and County of San Francisco by payment of \$10,000. (City Attorney) Administration and Oversight

File 65-92-4.1. [Amending Lease of AIDS Research Center] Authorizing and approving an amendment to the lease of the Fifth and

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Sixth Floors of Building 3 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department) Finance

File 65-92-8. [Termination of Lease] Approving termination of ten year lease between Forest Terminals Corporation and the City and County of San Francisco, for Pier 48 Newsprint Terminal, operating by and through the San Francisco Port Commission. (Port Commission) Finance

Resolutions Referred to Committee

File 23-92-4. [Claims Against the Government] Waiving the Statute of Limitations with respect to payment of two certain warrants of the City and County of San Francisco, in an amount totalling \$408.86 legal obligations of the City and County of San Francisco. (Controller) Finance

File 30-92-5. [Patient Day Rates] Fixing patient day rates for services furnished by City and County Health Care Institutions and rescinding Resolution No. 619-91. (Department of Public Health) Finance

File 82-92-4. [Acceptance of Public Access Easement] Authorizing the execution of an easement agreement and acceptance of a public access easement to Edgehill Mountain Open Space (13 single family homes at 300 Ulloa Street); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Finance

File 89-92-7. [State Disability Insurance] Authorizing enrollment of Classifications 1665 Director of Patient Accounts and 2947 Hospital Eligibility Manager in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight

File 146-92-12.1. [Grant - Private Funds] Authorizing the Department of Public Health, AIDS Office, to accept and expend a grant of \$69,740, from the American Foundation for AIDS Research (AMFAR) for the Harm Reduction Among Needle Exchange Patrons Project; waiving indirect costs. (Department of Public Health) Finance

File 146-92-23.1. [Grant - State Funds] Authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to accept and expend a grant of \$115,397, from State Department of Health Services, for the continuation of immunization services; waiving indirect costs. (Department of Public Health) Finance

File 146-92-26. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to apply for a continuation grant of \$50,000, based on twenty percent of personnel costs, from the Department of Health and Human Services, Centers for Disease Control, to continue funding the evaluation and enhancement of HIV/AIDS Prevention Street and Community Outreach Programs that serve youth in high-risk situations project (also known as the Youth Scope Project). (Department of Public Health) Finance

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File 146-92-27. [Grant - State Funds] Authorizing the Department of Public Health, Division of Community Mental Health Services, to accept and expend a grant in the amount of \$95,000, from the State Department of Rehabilitation and to enter into a cooperative program agreement and a case service contract with the San Francisco Department of Rehabilitation District to provide vocational services to mentally ill psychiatric clients; waiving indirect costs. (Department of Public Health) Finance

File 146-92-28. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to accept and expend a grant of \$457,580 from a collaboration of the Centers for Disease Control and the Health Resources and Services Administration for the AIDS Early Intervention Service Network Demonstration Project; waiving indirect costs. (Department of Public Health) Finance

File 172-92-7. [Social Services Contract] Authorizing the modification to Agreement CD-8514 between the City and County of San Francisco and the State of California Department of Education, increasing the amount of allocation by \$1,838 for participation by the City and County in the State's Child Development Program for Fiscal Year 1991-92. (Department of Social Services) Finance

File 254-92-1. [Juvenile Detention Institutions Maximum Daily Charges] Establishing maximum daily charges for support of minors placed in City and County Juvenile Detention Institutions and authorizing the Chief Probation Officer of the Juvenile Probation Department to charge less than the maximum rates when juvenile court determines that a lesser charge is appropriate based on parents' or guardians' ability to pay. (Juvenile Probation Department) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Achtenberg, that a letter be sent to the Mayor requesting an update on the status of Prop J. funds.

By Supervisor Britt, that the City Attorney prepare legislation amending the Residential Energy Conservation Ordinance reflecting amendments as per attached language.

By Supervisor Gonzalez, that the letters be sent to the General Manager, Public Utilities Commission and General Manager, Municipal Railway requesting that a report be prepared relating to funds available from Transit Impact Development Fee as of June 30, 1992 and uses of such funds. A hearing will be held before the Finance Committee to consider this report.

By Supervisor Kennedy, that a letter be sent to the Controller requesting a report on amount of funds collected from Child Care Housing.

By Supervisor Kennedy, that a letter be sent to the Registrar of Voters requesting a demonstration to the Board of Supervisors of ballot options for the November 3, 1992 election.

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By Supervisor Kennedy, that a letter sent to the Chief of Police inquiring as to the appropriateness of distribution of flyers of mutilated babies being placed on windshields of automobiles which express Pro Choice.

By Supervisor Kennedy, that a letter be sent to the Sheriff inquiring as sleeping conditions in San Francisco jails specifically inmates with AIDS.

ADJOURNMENT

There being no further business, the Board at the hour of 3:47 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, April 20, 1992

Approved by the Board of Supervisors on January 25, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors









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Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 27, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:05 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Alioto, Hsieh - 2.

Quorum present.

Supervisor Alioto was noted present at 2:06 p.m.

Supervisor Hsieh excused, on official leave of absence.

Presentation of Guests

President Shelley introduced and welcomed a delegation of officials from the Lombardia Region, Italy, as follows: Regional Council, Mr. Ferruccio Gusmini, Vice President; Ms Gigliola Sironi, Ms. Fiorella Ghilardotti, and Mr. Stefano Galli; Mr. Franco Massi, Board of Supervisors, Supervisor for Public Assistance; Mr. Attilio Boggio, Mr. Giuliana Labria, Mr. Enzo Vaghi and Mr. Eraldo Mazzucato.

Suspension of the Rules

Supervisor Maher, seconded by Supervisor Migden, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the delegation.

No objection and motion carried.

Monday, April 27, 1992

A spokesperson for the delegation spoke of the purpose of their visit to review the social issues, especially those affecting the disabled, and thanked the Board for the opportunity to address them.

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that guard/security services can be practically performed at the Earl P. Mills Community Center by private contractor for lower cost than similar work services performed by City and County employees. (Department of Public Works)

File 25-92-11, Resolution No. 335-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Emergency Medical Services Agency, to accept and expend a grant of \$45,103, which includes indirect costs in the amount of \$4,572 based on twenty percent of salaries from State Emergency Medical Services Authority, for development of a registry of emergency pediatric patients. (Department of Public Health)

File 146-92-7.1, Resolution No. 355-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Monday, April 27, 1992

Finally Passed

[Lease]

Ordinance approving the lease with the Golden Gate Yacht Club to operate a yacht club at the San Francisco Marina. (Recreation and Park Department)

File 65-92-6, Ordinance No. 125-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

From Administration and Oversight Committee
Without Recommendation

Finally Passed

[Annual Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, Section 8.401 and Section 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1992. (Civil Service Commission)

File 106-92-1, Ordinance No. 126-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Airport Administration]

Resolution approving a declaration of emergency, emergency water main repairs, McDonnell Road and R-6, Airport Contract No. 3126, San Francisco International Airport - \$143,898. (Airports Commission)

File 28-92-4, Resolution No. 336-92

Monday, April 27, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Employee Replacement]

Resolution approving immediate filling of vacated position of Classification 0650 Traffic Hearing Officer, Juvenile Division, Superior Court. (Superior Court)

File 31-92-2, Resolution No. 337-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Grant - Federal Funds]

Resolution authorizing the San Francisco Art Commission to apply for, retroactively, accept and expend \$30,000 of National Endowment for the Arts Locals Program Funds to develop a long range planning process and plan, including two percent, or \$600.00 for indirect costs associated with City administration of the grant funds, by which resources and action plans are secured for the San Francisco Art Commission and shared with the community; placing \$29,400 on reserve. (Art Commission)

File 132-92-3, Resolution No. 353-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Grant - Foundation Funds]

Resolution authorizing the San Francisco Art Commission to apply for, retroactively, accept and expend \$30,000 of San Francisco Foundation Grant Funds to assist long range planning process for the Commission and its programs in areas that may include marketing and promotion, subgranting, programming and facilities development and operation; for the benefit of strengthening the Commission's mission, programs, and projects; including two percent for indirect costs associated with the administration of the grant; placing \$29,400 on reserve. (Art Commission)

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File 132-92-4, Resolution No. 354-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, to accept and expend a grant of \$28,711, which includes indirect costs in the amount of \$2,871 based on ten percent of the total award from the State Department of Health Services, to provide health education materials, supplies, and travel costs for health administrative and technical staff. (Department of Public Health)

File 146-92-25, Resolution No. 356-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

Adopted as Amended

[Bond Sale]

Resolution authorizing and directing the sale of City and County of San Francisco \$6,100,000 principal amount of General Obligation Bonds (Public Safety Improvement Projects, 1989), Series 1992A, \$6,100,000 principal amount of General Obligation Bonds (Police Facilities Improvement Projects), Series 1992B, \$58,860,000 ((\$59,000,000)) principal amount of General Obligation Bonds (Public Safety Improvement Projects, 1990), Series 1992C and \$84,500,000 principal amount of General Obligation Bonds (Library Facility Project), Series 1992D; prescribing the terms and form of said bonds; approving forms of official notice of sale of bonds and notice of intention to sell bonds; directing the publication of notice of sale and notice of intention to sell bonds; approving the official statement relating thereto; consenting to submission of bids by co-financial advisors; and authorizing the execution of necessary documents. (Chief Administrative Officer)

File 170-92-3, Resolution No. 318-92

Supervisor Achtenberg, seconded by Supervisor Kennedy, moved to amend title, line seven, by replacing "59,000,000" with "58,860,000"; amend page three, line 16, by replacing "59,000,000" with "58,860,000"; and amend page five, line 21, by replacing "4,950,000" with "4,810,000".

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Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Britt, Hsieh, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

Adopted

[UDAG Revolving Loan Fund]

Resolution authorizing a withdrawal of funds from the UDAG Revolving Loan Fund in the amount of \$1.8 million and transfer into an Enterprise Zone Working Capital Loan Guarantee Program with participating banks and in accordance with eligible activities under Title I of the Housing and Community Development Act of 1974. (Supervisor Gonzalez)

File 183-92-2, Resolution No. 334-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley, Ward - 10.

Absent: Supervisor Hsieh - 1.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Voter Pamphlet]

Ordinance amending Administrative Code to delete the requirement that the voter pamphlet indicate how individual Supervisors voted on the submission of ballot arguments. (Supervisors Maher, Ward)

File 97-91-47, Ordinance No.

(Amends Section 5.80.)

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to continue consideration to May 4, 1992.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Britt, Gonzalez, Kennedy, Migden - 4.

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Noes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Maher, Shelley - 6.

Absent: Supervisor Hsieh - 1.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Maher, Migden, Shelley, Ward - 9.

Noes: Supervisor Kennedy - 1.

Absent: Supervisor Hsieh - 1.

Consideration Continued with Pending Amendment

[Political Activity by City Employees]
Ordinance amending Administrative Code, by repealing Article XIV, establishing the Assassination Survivorship Fund; enacting a new Article XIV, regulating political activity by City employees. (Supervisor Ward)

File 97-92-13, Ordinance No.

(Amends Chapter 16; repeals Article XIV, and adds a new Article XIV.)

Supervisor Britt, seconded by Supervisor Achtenberg, moved to amend page two, lines 13 and 14 by deleting "display of signs, placards or buttons bearing a political message;".

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved to continue consideration to May 4, 1992 with pending amendment.

Motion to continue with pending amendment adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Request Granted

Supervisor Gonzalez requested City Attorney to review California State and Congressional policies concerning political activities by its employees.

No objection and City Attorney directed to comply.

Passed for Second Reading

Monday, April 27, 1992

[Traffic Regulations - Department of Parking and Traffic]
Ordinance amending various sections of the Traffic Code, to transfer authority and some enforcement duties from the Police Department, Department of Public Works, Purchaser of Supplies, Tax Collector and the Chief Administrative Officer to the Department of Parking and Traffic relating to parking and traffic regulations, parking permits, towing and storage contracts, truck loading zones, stop signs, bus zones, contractor's emergency parking, pedestrian traffic, parking meter zones, parking meter coin collection program, residential parking permit program, carpool permit parking program, interstate truck terminal routes, diagonal parking program, commercial parking program. (Department of Parking and Traffic)

File 124-92-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Adopted

[Independent Hearing Panel]
Resolution appointing the Board of Supervisors for the City and County of San Francisco as the Hearing Panel to act as the local appeals body for solid waste issues. (Supervisor Gonzalez)

File 57-92-4, Resolution No. 338-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Consideration Continued

[Appointment]
Resolution appointing members to the Animal Control and Welfare Commission, for the two-year term ending April 30, 1994. (Clerk of the Board)

File 92-92-8, Resolution No.

(Ronald S. Lippert, vice himself, term expired;
Dolores Donovan, vice herself, term expired;
Dr. Ken Gorczyca, vice himself, term expired.)

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to May 4, 1992.

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Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

Adopted

[Appointment]

Resolution appointing members to the Advisory Council to the Commission on the Aging, for the two-year term ending March 31, 1994.

File 92-92-9.2, Resolution No. 339-92

(Alexandra Glazunova, vice herself, term expired;
John J. Horak, vice himself, term expired;
Othella Childs, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Bay Counties District Council of Carpenters. (Supervisor Shelley)

File 93-92-2, Resolution No. 340-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with International Association of Machinists and Aerospace Workers, Local 1327. (Supervisor Shelley)

File 93-92-3, Resolution No. 341-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

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Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Building Material and Construction Teamsters, Local 216. (Supervisor Shelley)

File 93-92-4, Resolution No. 342-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with San Francisco Building Inspectors. (Supervisor Shelley)

File 93-92-5, Resolution No. 343-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Teamsters, Local 856. (Supervisor Shelley)

File 93-92-6, Resolution No. 344-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Sheet Metal Workers, Local 104. (Supervisor Shelley)

File 93-92-7, Resolution No. 345-92

Adopted by the following vote:

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Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Pile Drivers, Local 34. (Supervisor Shelley)

File 93-92-8, Resolution No. 346-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Municipal Real Property Officers of San Francisco. (Supervisor Shelley)

File 93-92-9, Resolution No. 347-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Operating Engineers, Local 3/Deputy Sheriff's Association. (Supervisor Shelley)

File 93-92-10, Resolution No. 348-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with San Francisco Municipal Attorneys Association. (Supervisor Shelley)

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File 93-92-11, Resolution No. 349-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Sanitary Truck Drivers and Helpers Teamsters, Local No. 350. (Supervisor Shelley)

File 93-92-12, Resolution No. 350-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with Municipal Executives Association. (Supervisor Shelley)

File 93-92-13, Resolution No 351-92.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

[Memorandum of Understanding]

Resolution endorsing process by which Memorandum of Understanding (MOU) changes proposed by Women Officers Network (WON) and Officers for Justice (OFJ) were adopted by the Police Officers Association (POA) and urging that this new openness and flexibility on the part of the Police Officers Association be continued and expanded and calling on the Police Officers Association and the Department to work together with Women Officers Network and Officers for Justice to create a better working environment for women and minority officers. (Supervisors Maher, Migden)

File 93-92-15, Resolution No. 352-92

Adopted by the following vote:

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Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Gonzalez, Hsieh - 2.

Supervisor Gonzalez requested that the Journal of Proceedings reflect that had he been present during the roll call vote he would have voted "aye".

[Management Audit]

Motion directing the Budget Analyst to prepare a management audit of the Department of Social Services. (Supervisor Migden)

File 165-92-5

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

SPECIAL ORDER - 3:00 P.M.

Filed

[Public Hearing]

Hearing of appeals from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT), denying the Community united Against Violence applications for approval of temporary closing of Castro Street, between 17th and 19th Streets; Market Street, between Castro and Noe Streets; 18th Street, between Collingwood and Hartford Streets, from 7:00 a.m. on Sunday, October 31, 1993 to 3:00 a.m. Monday, November 1, 1993; from 7:00 a.m. Monday, October 31, 1994, to 3:00 a.m. Tuesday, November 1, 1994; and from 7:00 a.m. Tuesday, October 31, 1995, to 3:00 a.m. Wednesday, November 1, 1995, for Annual Halloween Celebrations.

File 42-92-11

(Appeal filed March 19, 1992.)

(April 17, 1992 - Communication received from appellant requesting withdrawal of appeal.)

From the Clerk

Tabled

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[Street Closing]

Resolution authorizing temporary closing of Castro Street, between 17th and 19th Streets; Market Street, between Castro and Noe Streets; 18th Street, between Collingwood and Hartford Streets, from 7:00 a.m. on Sunday, October 31, 1993 to 3:00 a.m. Monday, November 1, 1993; from 7:00 a.m. Monday, October 31, 1994, to 3:00 a.m. Tuesday, November 1, 1994; and from 7:00 a.m. Tuesday, October 31, 1995, to 3:00 a.m. Wednesday, November 1, 1995, for Annual Halloween Celebrations.

File 42-92-11, Resolution No.

Supervisor Britt, seconded by Supervisor Kennedy, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

Request Granted

Supervisor Kennedy requested letter be sent to Gay and Lesbian Arbitration Group commending them for resolving the dispute between two groups concerning street closing on halloween.

No objection and Clerk directed to comply.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Jerry Wimbley;
James Jackson;
Edith McMillan;
Dehnert Queen;
Charles Lambert;
Michael Levin.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

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Adopted

[Condominium Project]

Motion approving final map of 3700 Divisadero Street, being a resubdivision of Lot 19 in Assessor's Block 913, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-10

(April 20, 1992 - Introduced in Board for consideration April 27, 1992.)

Adopted.

[Live/Work Commercial Condominium Project]

Motion approving final map of 461 Second Street, being a resubdivision of Lot 70, in Assessor's Block 3764; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-11

(April 20, 1992 - Introduced in Board for consideration April 27, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-17, Resolution No. 319-92

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(Terence Hallinan, member, Board of Supervisors, May 8 - 17; Carole Migden, member, Board of Supervisors, May 12 - 17; Raymond Baxter, Director of Health, April 23 - 28; Sonia Bolanos, member, Redevelopment Agency, April 27 - May 4; Angela Bradstreet, Vice President, Board of Permit Appeals, August 17 - 30; Thad Brown, Tax Collector, June 7 - 23; David Detrick, member, Police Commission, April 30 - May 5; Paul Rosenstiel, member, Health Commission, April 15 - 19; Anne Halsted, member, Port Commission, April 16 - 17, May 1 - 4, and May 7 - 12; Robert Hillmann, member, Film and Video Arts Commission, May 8 - 20; Haig Mardikian, Vice President, Redevelopment Agency, April 11 - 17; Jane Morrison, member, Social Services Commission, May 5 - 20; Barbara Sklar, President, Art Commission, April 20 - June 15, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Proclamation]

Resolution establishing the week beginning with the second Sunday of May in each year as "Elder Abuse Awareness Week," and urging the Mayor to encourage all departments of the City to participate annually in activities to advise employees and San Franciscans of the need to prevent elder abuse and to respond appropriately when instances of elder abuse occur.

File 4-92-11, Resolution No. 320-92

Supervisor Kennedy presented for immediate adoption.

Adopted.

[State Legislation]

Resolution opposing Assembly Bill 3230 which prohibits the nonsale distribution of condoms to persons under the age of eighteen on or in public property.

File 12-92-22, Resolution No. 321-92

Supervisors Migden, Britt, Alioto, Achtenberg, Shelley presented for immediate adoption.

Adopted.

[Elder Abuse Task Force]

Resolution creating an Elder Abuse Task Force of 13 members to be appointed by the Board of Supervisors, which shall present to the Board by November 1, 1992, a written report containing findings regarding the current protocols for reporting elder abuse and

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responding to reported cases, an analysis of changes in conditions that are expended, and recommendations to facilitate the reporting of, and response to, elder abuse and to improve coordination of emergency services; the task force shall terminate after December 31, 1993.

File 174-92-2, Resolution No. 322-92

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Audit]

Motion directing the Budget Analyst to conduct an independent audit of the San Francisco Film and Video Arts Commission.

File 165-92-6

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Transfer of Sick Leave and Vacation Benefits]

Ordinance amending Administrative Code Section 16.9-29(b) relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by providing that hours transferred to a catastrophically ill employee which remain unused at that employee's death shall revert to the employee who donated them for the limited purpose of donation to another catastrophically ill employee. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 97-92-24

[Curfew Law, 90 day expanded]

Draft ordinance amending Police Code Section 539 to establish a curfew from 11:00 p.m. to 6:00 a.m. for persons under the age of 18

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during the period from June 27, 1992 through September 27, 1992. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 121-92-6

Referred to Board

[Street Closing]

Resolution approving temporary closing of a portion of Townsend Street, between Second and Third Streets on Sunday, June 28, 1992, between 4:00 and 8:00 p.m. for Stop AIDS Project. (Supervisor Migden presented.) Referred to Board May 4, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-16

[Street Closing]

Resolution authorizing temporary closing of a portion of Polk Street, between Grove and McAllister Streets, on Sunday, May 17, 1992, from 6:00 to 11:00 p.m. for Ninth International AIDS Candlelight Memorial and providing for insurance. (Supervisor Shelley presented.) Referred to Board May 4, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-17

Referred to Committee

[24th Street Program]

Resolution approving an amendment to the 1992 Community Development Program Final Proposal; the acceptance of \$1,000,000 of taxable bond proceeds from the San Francisco Redevelopment Agency; and the transfer of \$1,000,000 of Community Development Block Grant funds to the San Francisco Redevelopment Agency (for 24th Street Commercial Revitalization and Economic Development Program). (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the April 29, 1992 meeting.

File 79-92-2

Referred to Board

[Memorandum of Understanding]

Resolution urging the Mayor to include in any memorandum of understanding between the City and County of San Francisco and the Police Officers Association provisions that would allow the City to provide more openness in the Office of Citizen Complaints process. (Supervisors Kennedy and Hallinan presented.) Referred to Board May 4, 1992 For Adoption Without Committee Reference Calendar.

File 93-92-16.1

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Charter Amendment

Referred to Committee

[Ballot Measure]

Draft charter amendment amending Section 8.539-3 to increase the retirement allowances of miscellaneous officers and employees retired prior to July 2, 1991 from \$50 to \$75. (Supervisor Kennedy presented.) Referred to Administration and Oversight Committee.

File 218-92-1

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 25-92-12. [Contracting Out City Services] Concurring with the Controller's certification that janitorial services can be practically performed at the Real Estate Department at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. Real Estate Department Finance

File 25-92-13. [Contracting Out City Services] Concurring with the Controller's certification that security services can be practically performed at the Real Estate Department at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Finance

File 28-92-5. [Emergency Repair] Authorizing the Director of the Department of Public Works to take necessary measures to protect the health, safety and welfare of citizens and employees of the City and County of San Francisco by performing the necessary work to abate fire, health and life safety hazards at the Youth Guidance Center - \$1,685,029. (Juvenile Probation Department) Finance

File 28-92-6. [Emergency Repair] Authorizing the San Francisco Fire Department to take necessary measures to protect the health and welfare of firefighters of Station 28 by performing the necessary work to restore the integrity of Fire Station 28 at 1418 Stockton Street against water leakage into its walls and foundation - cost not to exceed \$60,000. (Fire Department) Finance

File 93-92-17. [Letter of Agreement] Approving letter of agreement concerning a ("4/10 Work Week") schedule for certain classifications in the Juvenile Probation Department. (Office of Mayor's Employee Relations Division) Administration and Oversight

File 152-92-1. [Grant - State Funds] Authorizing the Sheriff's Department of the City and County of San Francisco to apply for \$166,622 in funds from the State of California Board of Corrections for the Standards and Training of Local Corrections Programs; stipulating adherence to standards for recruitment and training established by the Board of Corrections, waiving any indirect costs. (Sheriff) Finance

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File 161-92-1. [Redevelopment Agency Bonds] Approving the issuance by the Redevelopment Agency of the City and County of San Francisco of Multifamily Housing Refunding Mortgage Revenue Bonds in an aggregate principal amount not to exceed \$75,000,000 for the purposes of its Residential Construction Financing Program for various multifamily housing developments. (Redevelopment Agency) Finance

Resolutions Referred to Committee

File 25-92-12. [Contracting Out City Services] Concurring with the Controller's certification that janitorial services can be practically performed at the Real Estate Department at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Finance

File 25-92-13. [Contracting Out City Services] Concurring with the Controller's certification that security services can be practically performed at the Real Estate Department at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Finance

File 28-92-5. [Emergency Repair] Authorizing the Director of the Department of Public Works to take necessary measures to protect the health, safety and welfare of citizens and employees of the City and County of San Francisco by performing the necessary work to abate fire, health and life safety hazards at the Youth Guidance Center - \$1,685,029. (Juvenile Probation Department) Finance

File 28-92-6. [Emergency Repair] Authorizing the San Francisco Fire Department to take necessary measures to protect the health and welfare of firefighters of Station 28 by performing the necessary work to restore the integrity of Fire Station 28 at 1418 Stockton Street against water leakage into its walls and foundation - cost not to exceed \$60,000. (Fire Department) Finance

File 93-92-17. [Letter of Agreement] Approving letter of agreement concerning a ("4/10 Work Week") schedule for certain classifications in the Juvenile Probation Department. (Office of Mayor's Employee Relations Division) Administration and Oversight

File 152-92-1. [Grant - State Funds] Authorizing the Sheriff's Department of the City and County of San Francisco to apply for \$166,622 in funds from the State of California Board of Corrections for the Standards and Training of Local Corrections Programs; stipulating adherence to standards for recruitment and training established by the Board of Corrections, waiving any indirect costs. (Sheriff) Finance

File 161-92-1. [Redevelopment Agency Bonds] Approving the issuance by the Redevelopment Agency of the City and County of San Francisco of Multifamily Housing Refunding Mortgage Revenue Bonds in an aggregate principal amount not to exceed \$75,000,000 for the purposes of its Residential Construction Financing Program for various multifamily housing developments. (Redevelopment Agency) Finance

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Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that City Attorney prepare legal written opinion as to whether Ordinance 375-89, Immigration Status, prevents City law enforcement personnel from reporting to the Federal Immigration and Naturalization Service (INS) undocumented persons convicted of committing crimes of violence or with weapons.

By Supervisor Gonzalez, that City Attorney prepare amendment to Ordinance 375-89, Administrative Code, Chapter 12H, to clarify City law enforcement personnel reports to the Federal Immigration and Naturalization Service (INS) of undocumented persons convicted of committing crimes of violence or with weapons.

By Supervisor Gonzalez, that letters of inquiry be sent to Director of Health; Chief of Police; Director, Animal Care and Control Department; District Attorney and Neighborhood Arbitration Bureau, concerning alleged violations of dog excrement on public rooftops along the 3300 block of 16th Street.

By Supervisor Migden, that City Attorney prepare appropriate legislation creating a special assessment district to provide for the financing of seismic retrofit of unreinforced masonry buildings.

By Supervisor Migden, that letter be sent to the Honorable Civil Service Commission to determine what policies and programs have been adopted by the Commission to provide for the hiring of homeless people for jobs available with the City.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Gertrude "Goldie" Kopp (Entire Board)
Feliz Diaz (Supervisor Kennedy)
Larry Daddeo (Supervisor Kennedy)
Randy L. Williams (Entire Board)
Nathanial J. McTucker (Supervisor Migden)

File 2-92-17

Unanimously adopted by a rising vote.

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ADJOURNMENT

There being no further business, the Board at the hour of 5:16 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Approved by the Board of Supervisors on _____

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Friday, May 1, 1992

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Friday, May 1, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date in the office of Honorable Frank Jordan, Mayor of the City and County of San Francisco, with President Kevin F. Shelley presiding.

CALL TO ORDER

The meeting was called to order at 2:08 p.m. The following Supervisors were present:

Supervisors Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Quorum present.

Noted absent at first roll call:

Supervisors Achtenberg, Alioto, Britt - 3.

Supervisor Achtenberg participated in the entire meeting by telephone.

Adopted

[Emergency Declaration]

Motion concurring in the April 30, 1992, declaration of emergency by the Mayor and in actions to meet the emergency.

File 219-92-1

Supervisor Gonzalez, seconded by Supervisor Migden, moved to adopt a motion concurring in the declaration of emergency by the Mayor, and approving provisions to be used in enforcing the May 1, 1992, order of the Mayor.

The motion was adopted by the following vote:

Ayes: Supervisors Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Achtenberg, Alioto, Britt - 3.

Friday, May 1, 1992

Friday, May 1, 1992

Supervisor Achtenberg, who participated in the entire discussion by telephone, expressed her support for the motion.

Recess

In compliance with the provisions of the adopted motion, at the hour of 3:47 p.m. the Board recessed until 12:00 noon, Saturday, May 2, 1992.

Saturday, May 2, 1992

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Saturday, May 2, 1992 - 12:00 noon

The Board of Supervisors of the City and County of San Francisco met on the above date in its Legislative Chamber, in a meeting recessed from May 1, 1992, with President Kevin F. Shelley presiding.

CALL TO ORDER

The meeting was called to order at 12:24 p.m. The following Supervisors were noted present:

Supervisors Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Achtenberg, Hsieh, Kennedy - 3.

Quorum present.

Supervisor Achtenberg was noted present at 1:01 p.m.

Adopted

[Termination of Emergency]

Motion declaring the concurrence of the Board of Supervisors in the declaration of emergency issued on April 30, 1992, is now terminated.

File 219-92-2

Supervisor Hallinan, seconded by Supervisor Achtenberg, moved to adopt a motion declaring that the concurrence of the Board of Supervisors in the declaration of emergency issued on April 30, 1992, is now terminated.

After lengthy discussion, Supervisor Migden, seconded by Supervisors Achtenberg and Hallinan, moved the previous question.

The Clerk stated "Shall the previous question be now put?"

The motion to call the previous question was adopted by the following vote:

Saturday, May 2, 1992

Saturday, May 2, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Migden, Shelley - 6.

Noes: Supervisors Conroy, Gonzalez - 2.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

The main motion was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Migden, Shelley - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Request for Hearing

File 219-92-3, By Supervisor Britt: To consider actions taken during the emergency which may have violated civil rights. Referred to City Services Committee.

Request Granted

There being no objection, the Board directed the Clerk to comply with the following request:

By Supervisor Alioto, that Clerk send a letter to the Los Angeles Police Commission requesting that the commission promptly hold hearings to consider firing the four officers who beat Rodney King.

Public Comment

The privilege of the floor was granted to 16 persons who commented on activities of April 30 and May 1, 1992.

At 1:50 p.m., lacking a quorum, the Board recessed but the remaining members continued to listen to public comment.

ADJOURNMENT

There being no further business, the Board, at the hour of 2:06 p.m., adjourned.

Saturday, May 2, 1992

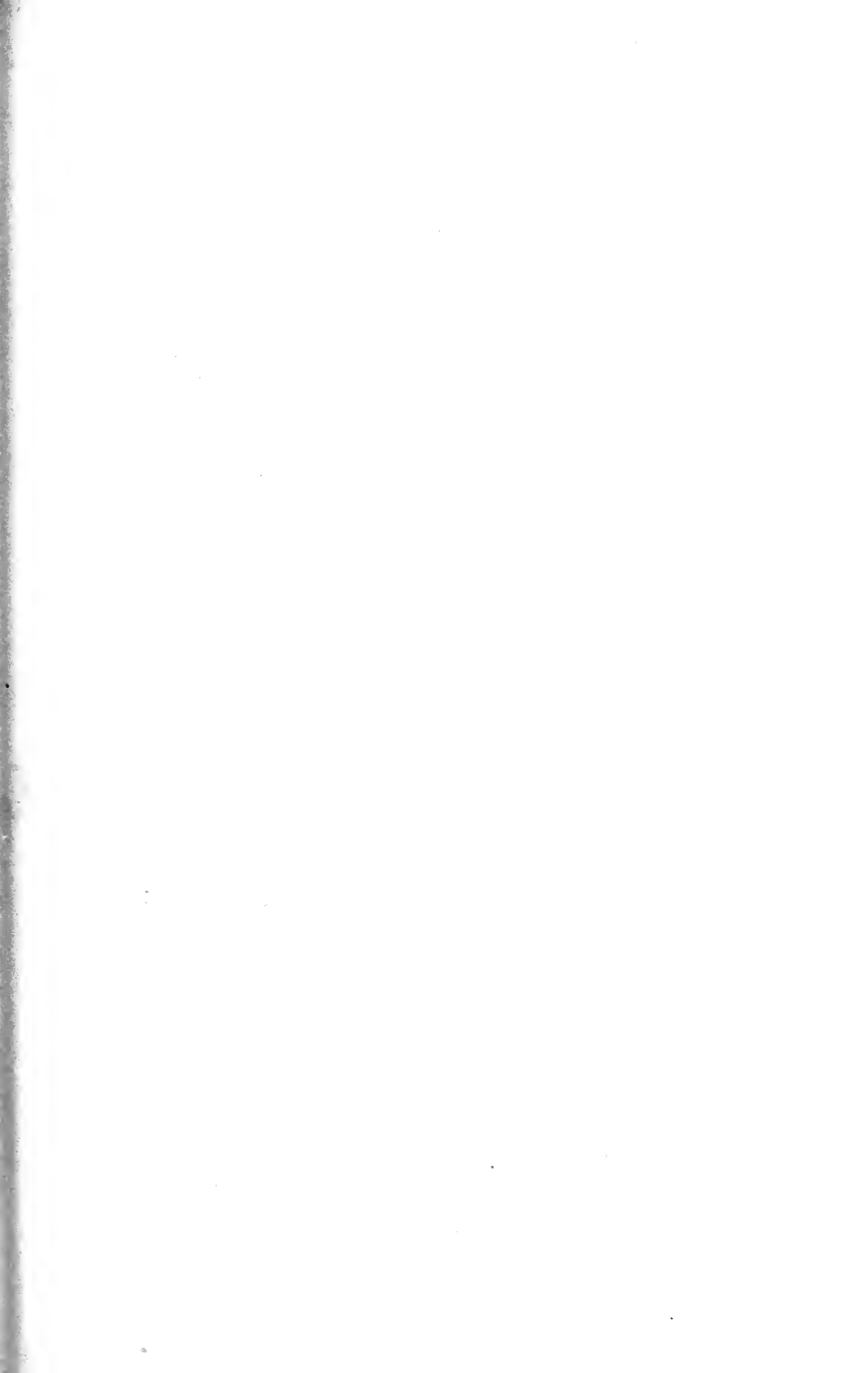
Saturday, May 2, 1992

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 25, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors





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Monday, May 4, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, May 4, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:25 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Quorum present.

Suspension of the Rules

Supervisor Achtenberg, seconded by Supervisor Kennedy, moved that the Rules of Order be suspended to hear thirty minutes of the Public Comment portion of Board Calendar to allow the public to speak regarding the events which occurred in San Francisco subsequent to the Rodney King verdict being released.

Motion to suspend the Rules adopted by the following vote:

Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Ms. Bernstein;
Angie Fong, President, Harvey Milk Club;
Frank Winston, Businessman;
Kim Malcheschi, Attorney, National Lawyers Guild;
Connie Weber;
Conlon, Resident of the Haight;
Dr. J. Barrios;
National Women's Rights Representative;
Fred Carlsen;
Andrew Solo, Media Representative;
Brian Quong;
Keith McHenry.

Monday, May 4, 1992

The President declared this Public Comment portion of the meeting closed but announced that at the conclusion of the Board's calendared items Public Comment would again be resumed.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hallinan, moved that the Journal of Proceedings for Monday, August 19, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Britt, Maher - 2.

CONSENT CALENDAR

Recommendations of Finance Committee

Passed for Second Reading

[Amending Lease of AIDS Research Center]
Ordinance authorizing and approving an amendment to the lease of the Fifth and Sixth Floors of Building 3 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-92-4.1, Ordinance No.

Passed for second reading.

Adopted

[Grant - Private Funds]
Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant of \$69,740, from the American Foundation for AIDS Research (AMFAR) for the Harm Reduction Among Needle Exchange Patrons Project; waiving indirect costs. (Department of Public Health)

File 146-92-12.1, Resolution No. 372-92

Adopted.

[Grant - Federal Funds]
Resolution authorizing the Department of Public Health, AIDS Office,

Monday, May 4, 1992

to apply for a continuation grant of \$500,000, which includes indirect costs of \$50,000 based on twenty percent of personnel costs, from the Department of Health and Human Services, Centers for Disease Control, to continue funding the evaluation and enhancement of HIV/AIDS Prevention Street and Community Outreach Programs that Serve Youth in High-Risk Situations Project (also known as the Youth SCOPE Project). (Department of Public Health)

File 146-92-26, Resolution No. 374-92

Adopted.

[Social Services Contract]

Resolution authorizing the modification to Agreement CD-8514 between the City and County and the State of California Department of Education, increasing the amount of allocation by \$1,838 for participation by the City and County in the State's Child Development Program for fiscal year 1991-92. (Department of Social Services)

File 172-92-7, Resolution No. 376-92

Adopted.

Recommendation of Administration and Oversight Committee

Finally Passed

[Traffic Regulations - Department of Parking and Traffic]
Ordinance amending various sections of the Traffic Code, to transfer authority and some enforcement duties from the Police Department, Department of Public Works, Purchaser of Supplies, Tax Collector and the Chief Administrative Officer to the Department of Parking and Traffic relating to parking and traffic regulations, parking permits, towing and storage contracts, truck loading zones, stop signs, bus zones, contractor's emergency parking, pedestrian traffic, parking meter zones, parking meter coin collection program, residential parking permit program, carpool permit parking program, interstate truck terminal routes, diagonal parking program, commercial parking program. (Department of Parking and Traffic)

File 124-92-1, Ordinance No. 128-92

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Economic and Social Policy Committee)

Monday, May 4, 1992

File 18-92-7, Resolution No. 346-92

(Stop Signs - Establish

Sacramento Street and Lyon Street, northeast and southwest corners, stopping Sacramento Street traffic (makes this an all-way Stop).

45th Avenue and Anza Street, southeast and northwest corners, stopping 45th Avenue traffic.

46th Avenue and Geary Boulevard, southeast and northwest corners, stopping 46th Avenue traffic.

46th Avenue and Kirkham Street, southeast and northwest corners, stopping 46th Avenue traffic (makes this an all-way Stop).

47th Avenue and Sutro Heights Avenue, northeast and southwest corners, stopping 47th Avenue traffic.

Waller Street and Shrader Street, northeast and southwest corners, stopping Waller Street traffic (makes this an all-way Stop).

Coleridge Street and Virginia Avenue, northeast and southwest corners, stopping Virginia Avenue traffic (makes this an all-way Stop).

Holloway Avenue and Brighton Avenue, northeast and southwest corners, stopping Holloway Avenue traffic (makes this an all-way Stop).

Adopted.

[Parking Regulations]

Resolution enacting parking regulations on various streets.
(Economic and Social Policy Committee)

File 19-92-6, Resolution No. 365-92

(Two-Hour Parking Limit - Rescind

800 and 900 blocks of Innes Avenue.

Parking Meter Area Three (One-Hour Meters) - Extend

La Playa, east side, from Balboa Street to approximately 410 feet southerly.

La Playa, west side, from Balboa Street to approximately 220 feet southerly.

Adopted.

Monday, May 4, 1992

[Traffic Regulations]

Resolution enacting traffic regulations on various streets.
(Economic and Social Policy Committee)

File 20-92-7, Resolution No. 366-92

(No Turn on Red - Establish

4th Street, southbound, at Folsom Street.

Right Lane Must Turn Right - Establish

Stanyan Street, southbound, at Fulton Street;

Sagamore Street, westbound, at Orizaba Avenue and Brotherhood Way.

Right Turn Only Except Muni - Establish

Duboce Avenue, eastbound, at Market Street.

Tow-Away No Stopping Anytime - Establish

17th Street, south side, from Muni Potrero Division facility's east driveway edge to 25 feet easterly (25-foot zone).

17th Street, south side, from Muni Potrero Division facility's west driveway edge to 15 feet westerly (15-foot zone).

17th Street, north side, from 130 feet to 180 feet west of Hampshire Street (50-foot zone).

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Britt, Maher - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Administration and Oversight Committee

Finally Passed

[Voter Pamphlet]

Ordinance amending Administrative Code to delete the requirement that the voter pamphlet indicate how individual Supervisors voted on the submission of ballot arguments. (Supervisors Maher, Ward)

Monday, May 4, 1992

File 97-91-47, Ordinance No. 127-92

(Amends Section 5.80.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Maher, Migden, Shelley - 7.

Noes: Supervisors Conroy, Hsieh, Kennedy - 3.

Absent: Supervisor Britt - 1.

Passed for Second Reading as Amended

[Political Activity by City Employees]
Ordinance amending Administrative Code, repealing the article establishing the Assassination Survivorship Fund((; enacting article regulating political activity by City employees)). (Supervisor Ward)

File 97-92-13, Ordinance No. 149-92

(Amends Chapter 16; repeals Article XIV, and adds a new Article XIV.)

Supervisor Achtenberg, seconded Supervisor Alioto, moved to amend title, on page one, line 4, after "fund" by deleting "and adding a new Article XIV, regulating political activity by city employees" and to amend page one, by deleting lines 15 - 25; and amend page two, by deleting lines 1 - 15.

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Adopted

[Appointment]
Resolution appointing members to the Animal Control and Welfare Commission, for the two-year term ending April 30, 1994. (Clerk of the Board)

File 92-92-8, Resolution No. 371-92

Monday, May 4, 1992

(Ronald S. Lippert, vice himself, term expired;
Dolores Donovan, vice herself, term expired;
Dr. Ken Gorczyca, vice himself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez,
Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$7,247,000, Department of Social Services,
for general assistance, foster care and adoption aid, for fiscal
year 1991-92. (Controller)

File 101-91-65, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez,
Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

[Termination of Lease]

Ordinance approving termination of ten-year lease, retroactive to
May 1, 1992, between Forest Terminals Corporation and the City and
County, for Pier 48 Newsprint Terminal, operating by and through the
Port Commission. (Port Commission)

File 65-92-8, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez,
Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Consideration Continued

[Environmental Review Fees]

Ordinance amending Administrative Code, concerning modification and
extension of surcharges. (Department of City Planning)

Monday, May 4, 1992

File 97-92-21, Ordinance No.

(Amends Section 31.46A.)

Supervisor Hsieh, seconded by Supervisor Alioto, moved to continue consideration to May 11, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

[City Planning Code Amendment]

Ordinance amending the City Planning Code, to create an administrative hearing procedure to enforce planning code requirements and a procedure to recover administrative costs of enforcement through assessment and lien. (Department of City Planning)

File 115-92-3, Ordinance No.

(Adds Section 176.1.)

Supervisor Hsieh, seconded by Supervisor Alioto, moved to continue consideration to May 11, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

[Planning Fees]

Ordinance amending City Planning Code, to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning)

File 115-92-6, Ordinance No.

(Amends Sections 350, 352, 358, 361, 364, 365, 367; Adds new Sections 369, 370, 371, 372, 373 and Renumbers Section 369 to 374.)

Supervisor Hsieh, seconded by Supervisor Alioto, moved to continue consideration to May 11, 1992.

Motion to continue adopted by the following vote:

Monday, May 4, 1992

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Passed for Second Reading

[Temporary Admission Tax]

Ordinance amending Part III of the Municipal Code (Temporary Admission Tax), which imposed a temporary admission tax on any operator of athletic contests, exhibitions and other special events by extending the temporary tax for an additional year. (Supervisors Hallinan, Gonzalez, Migden)

File 127-92-3, Ordinance No.

(Amends Section 802A.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Adopted

[Patient Day Rates]

Resolution fixing patient day rates for services furnished by City and County Health Care Institutions, retroactive to July 1, 1991, and rescinding Resolution No. 619-91. (Department of Public Health)

File 30-92-5, Resolution No. 367-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[24th Street Program]

Resolution approving an amendment of the 1992 Community Development Program Final Proposal; the acceptance of \$1,000,000 of taxable bond proceeds from the Redevelopment Agency; and the transfer of \$1,000,000 of Community Development Block Grant funds to the San Francisco Redevelopment Agency. (Supervisors Gonzalez, Migden)

File 79-92-2, Resolution No. 361-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Monday, May 4, 1992

[Acceptance of Public Access Easement]

Resolution authorizing the execution of an easement agreement and acceptance of a public access easement to Edgehill Mountain Open Space (13 single-family homes at 300 Ulloa Street); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-92-4, Resolution No. 370-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to accept and expend a grant of \$94,772, from State Department of Health Services, for the continuation of immunization services; waiving indirect costs. (Department of Public Health)

File 146-92-23.1, Resolution No. 373-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Community Mental Health Services, to accept and expend a grant in the amount of up to \$95,000, from the State Department of Rehabilitation and to enter into a cooperative program agreement and a case service contract with the San Francisco Department of Rehabilitation District to provide vocational services to mentally ill psychiatric clients; waiving indirect costs. (Department of Public Health)

File 146-92-27, Resolution No. 357-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Redevelopment Agency Budget and Bonds]

Resolution approving an amendment to the budget of the Redevelopment Agency for fiscal year 1991-92; the issuance of not to exceed \$1,000,000 of tax allocation bonds; an increase of the agency's annual state of indebtedness by \$100,000 for fiscal year 1991-92; and an amendment to the indebtedness limitation agreement. (Supervisors Gonzalez, Migden)

Monday, May 4, 1992

File 161-91-5, Resolution No. 375-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Mayor's Earthquake Emergency Relief Fund Expenditure]
Resolution approving expenditure of \$211,700 from the Mayor's Earthquake Emergency Relief Fund to equip the Emergency Command Center (ECC) of the City and County of San Francisco. (Supervisor Shelley)

File 270-92-3, Resolution No. 359-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Recommendation of City Services Committee

Passed for Second Reading

[1992 Joint Fundraising Drive]
Ordinance amending Administrative Code, establishing the schedule for the conduct of the Annual Joint Fundraising Drive by extending the deadline to file applications to participate in the 1992 Annual Drive; extending the deadline for the Mayor to designate the annual chair for the 1992 Annual Drive; and by extending the deadline for the Board of Supervisors to designate qualifying agencies to participate in the 1992 Annual Drive. (Chief Administrative Officer)

File 97-92-17, Ordinance No.

(Amends Section 16.93-4.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Zoning Map Change]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on 625 Duncan Street, between Castro and Diamond Streets, Assessor's Block 6604, Lots 40 and 41, from an RH-1 (House, One-Family) District to an RH-2 (House, Two-Family)

Monday, May 4, 1992

District; and adopting findings pursuant to Section 101.1. (City Planning Department)

File 36-92-2, Ordinance No.

(Approved by City Planning Resolution No. 13288)
(Exempt from environmental review as a General Rule Exclusion).

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Passed for Second Reading as Amended

[Rent Board]

Ordinance amending the Administrative Code, to provide that appeals to the Board ((must)) may be filed on the next business day if the final day for filing is a Saturday, Sunday or legal holiday.
(Supervisor Achtenberg)

File 97-92-14, Ordinance No.

(Amends Section 37.8.)

Supervisor Achtenberg, seconded by Supervisor Kennedy, moved to amend title, on page one, line three, by replacing "must" with "may".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Passed for Second Reading

[Rent Board]

Ordinance amending Administrative Code, to provide for a voluntary expedited hearing procedure for certain types of hearings.
(Supervisor Achtenberg)

File 97-92-15, Ordinance No.

(Adds Section 37.8A.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Monday, May 4, 1992

Adopted

[Street Closing]

Resolution authorizing temporary closing of portions of Castro Street, between 18th and 19th Streets, for the purpose of conducting self-defense training to Castro district residents and waiving the requirement that sponsor provide insurance. (Supervisors Britt, Achtenberg, Migden)

File 42-92-14, Resolution No. 368-92

(Castro Street, between 18th and 19th Streets, on Sunday, May 17, 1992, from 12:00 noon to 5:00 p.m.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of all persons interested in or objecting to the imposing schedules of sewer service and industrial cost recovery charges to be paid by users for fiscal year 1992-93 pursuant to Part II. Chapter X, Articles 4.1 and 4.2 of the Public Works Code.

File 21-92-1

The privilege of the floor was granted to the following person:

Rudolph Nothenberg, Chief Administrative Officer.

There being no one else present desiring to speak, the President declared the public hearing closed.

Adopted

[Sewer Service Charge]

Resolution adopting and imposing schedules of sewer service and industrial cost recovery charges to be paid by users for fiscal year 1992-93 pursuant to Part II. Chapter X, Articles 4.1 and 4.2 of the Public Works Code; providing for a severability clause. (Chief Administrative Officer)

File 21-92-1, Resolution No. 358-92

(March 18, 1992 - Submitted by Chief Administrative Officer;
April 13, 1992 - Public Hearing held by Board of Supervisors,
resolution referred to Finance Committee;
April 29, 1992 - Recommended as amended by Finance Committee.)

Monday, May 4, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisor Britt - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of all persons interested in or objecting to the approval of Redevelopment Plan amendment for the Rincon Point-South Beach Redevelopment Project area by amending said plan to expand the project area by adding land to the Rincon Point subarea of the project area, specifically the eastern 3,446 square feet of lot 24 of Assessor Block 3741, bounded by the easterly line of the existing Embarcadero Freeway Right-of-Way (Between Spear and Steuart Streets) and the existing westerly boundary of the Rincon Point subarea, and to extend for five (5) years the agency's authority to utilize eminent domain to acquire property within the Rincon Point - South Beach Redevelopment Project Area.

File 151-92-1

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From Redevelopment Agency

Passed for Second Reading

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 14-81, amended by Ordinance No. 50-84, amended by Ordinance No. 405-91, approving the Redevelopment Plan for the Rincon Point-South Beach Redevelopment Project area by amending said plan to expand the project area by adding land to the Rincon Point subarea of the project area, specifically the eastern 3,446 square feet of lot 24 of Assessor Block 3741, bounded by the easterly line of the existing Embarcadero Freeway Right-of-Way (Between Spear and Steuart Streets) and the existing westerly boundary of the Rincon Point subarea, and to extend for five (5)

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years the agency's authority to utilize eminent domain to acquire property within the Rincon Point-South Beach Redevelopment Project Area. (Redevelopment Agency)

File 151-92-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Hsieh, Kennedy, Maher, Shelley - 8.

Absent: Supervisors Britt, Gonzalez, Migden - 3.

The President reassumed the Chair.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Jeffrey Pollack, Downtown Association Representative;
Dolores Huerta;
George Ryan;
Doug Comstock;
Lori Irving;
Henry Evans;
Dr. Frank Klaus;
Robert Erminger;
Paula Fiscal;
Jarlath O'Connor;
Peter Bowman;
Katie White.

Suspension of the Rules

Supervisor Kennedy, seconded by Supervisor Conroy, moved that the Rules of Order be suspended in order to allow all present the opportunity to speak during the public comment portion.

Motion to suspend the rules adopted by the following vote.

Ayes: Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisor Alioto, Britt - 2.

Public Comment Reassumed

Howard Meeks, Jr.;
Mr. Bradshaw;
Dennis Smith;
Robert Mitchell;
Cliff Eichel;
Walter Johnson;
Dorothy Eichler;

Monday, May 4, 1992

Jill Alexander;
Marsha Roser;
Shelley Salieri;
Lee Owens;
Jim Lazarus;
Gerald Costonich;
Joe O'Donoghue;
UC Berkeley Student;
Timothy Davis;
Harry Smith;
Resident of Merchants of Upper Market;
Jane Harrington;
Douglas Martin;
Peter Moylan;
Vice President P.O.A.;
Robert Sabtos;
Nick Pisarez;
Allan Falle;
George Dolces;
Maria Cordova;
Kathy Underhill;
Howell Chin;
JoAnne Chan;
Susan Riley;
Marco Lui;
Hsin Ho;
Fei Wong;
Kris Tejwani
Raymond Wong
Virginia Whitworth
Susan Georhty
Jose Yee.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Monday, May 4, 1992

Tabled

[Street Closing]

Resolution approving temporary closing of a portion of Townsend Street, between Second and Third Streets on Sunday, June 28, 1992, between 4:00 and 8:00 p.m. for Stop AIDS Project. (Supervisor Migden)

File 42-92-16, Resolution No.

(April 27, 1992 - Introduced in Board for consideration May 4, 1992.)

Supervisor Migden, seconded by Supervisor Gonzalez, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Supervisor Maher requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Memorandum of Understanding]

Resolution urging the Mayor to include in any Memorandum of Understanding between the City and County and the Police Officers Association provisions that would allow the City to provide more openness in the Office of Citizen Complaints process. (Supervisors Kennedy, Hallinan)

File 93-92-16.1, Resolution No.

(April 27, 1992 - Introduced in Board for consideration May 4, 1992.)

At the request of Supervisor Maher, referred to Economic and Social Policy Committee.

The Board thereupon resumed its consideration of the following item on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

Monday, May 4, 1992

[Street Closing]

Resolution authorizing temporary closing of a portion of Polk Street, for the Ninth International AIDS Candlelight Memorial, sponsored by Mobilization Against AIDS; and providing for insurance. (Supervisor Shelley)

File 42-92-17, Resolution No. 369-92

(Polk Street, between Grove and McAllister Streets, on Sunday, May 17, 1992, from 6:00 to 11:00 p.m.)

(April 27, 1992 - Introduced in Board for consideration May 4, 1992.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Unreinforced Masonry Buildings]

Ordinance amending the San Francisco Administrative Code by adding Chapter 65 thereto requiring owners undertaking seismic work on unreinforced masonry buildings pursuant to Building Code Chapters 14 and 15 to reduce their tenants' rents for lost use during construction. (Supervisors Hsieh, Migden, Alioto, Shelley, Maher presented.) Referred to City Services Committee.

File 97-92-26

[Unreinforced Masonry Building Seismic Retrofit]

Ordinance amending the San Francisco Administrative Code by amending Section 41.19 thereof (Residential Hotel Unit Conversion and Demolition Ordinance) to permit temporary relocation of tenants within the same residential hotel structure to allow seismic retrofit activities. (Supervisors Hsieh, Migden, Alioto, Shelley, Maher presented.) Referred to City Services Committee.

File 97-92-27

Monday, May 4, 1992

[Employee Benefits]

Ordinance amending Sections 16.904, 16.905 and 16.93 of the San Francisco Administrative Code, voluntary employee benefits, cafeteria plan benefits, and organizations for which deductions can be made to reflect changes made in implementing an employer-paid dental program. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered as soon as possible.

File 97-92-28

[Earthquake Hazard Reduction]

Ordinance amending Part II, Chapter 1 of the San Francisco Municipal Code (Building Code) by adding Chapters 14 and 15 revising Chapters 2,3 and 23 thereto relating to earthquake hazard reduction in unreinforced masonry bearing wall buildings. (Supervisors Hsieh, Migden, Alioto, Shelley, Maher presented.) Referred to City Services Committee.

File 114-92-4

[Unreinforced Masonry Buildings Demolition/Alteration]

Ordinance amending Part II, Chapter 1 of the San Francisco Municipal Code (Building Code) by amending Sections 302(a) and 303(f) thereof concerning notice requirements for demolition or substantial alteration of unreinforced masonry buildings. (Supervisors Hsieh, Migden, Alioto, Shelley, Maher presented.) Referred to City Services Committee.

File 114-92-5

[Unreinforced Masonry Building Seismic Retrofit]

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Section 181 to permit nonconforming uses to continue following required seismic retrofitting of unreinforced masonry buildings; by amending Section 188 to permit a noncomplying structure to exist following required retrofit of unreinforced masonry buildings and to permit minor modifications to Planning Code requirements in certain circumstances; by adding new Section 190 to provide demolition guidelines; by amending Section 1005 to provide a limited exemption for required retrofit activities of unreinforced masonry buildings designated as landmarks or as contributory buildings in historical districts; by amending Section 1111.1 to provide a limited exemption for required seismic retrofit activities or unreinforced masonry buildings designated as significant or contributory building or any category V building in a conservation district. (Supervisors Hsieh, Migden, Alioto, Shelley, Maher presented.) Referred to City Services Committee.

File 115-92-8

Monday, May 4, 1992

Referred to Board

[Public Works Week]

Resolution declaring the week of May 17th to 23rd, 1992 Public Works Week in San Francisco. (Supervisor Shelley presented.) Referred to Board May 11, 1992 For Adoption Without Committee Reference Calendar.

File 4-92-12

[SB 1845 -- Transportation]

Resolution supporting, if amended, SB 1845 (Kopp) a measure relating to the authority of a transportation authority to impose a transactions and use tax and requesting transmittal of this resolution to the State Lobbyist and State Legislative Delegation. (Supervisor Migden presented.) Referred to Board May 11, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-23

[Save Our Cities March]

Resolution endorsing the Save Our Cities! Save Our Children! March on Washington. (Supervisor Shelley presented.) Referred to Board May 11, 1992 For Adoption Without Committee Reference Calendar.

File 13-92-7

[Hazardous Waste Interjurisdictional Agreement]

Resolution to adopt the Hazardous Waste Management Planning Interjurisdictional Agreement between member counties of the San Francisco Regional Hazardous Waste Management capacity allocation committee. (Supervisor Shelley presented.) Referred to Board May 11, 1992 For Adoption Without Committee Reference Calendar.

File 128-92-2

Referred to Committee

[Recycling Bin Hours]

Resolution urging the Chief Administrative Officer to consider introducing legislation that would limit the hours recycling bins may be left on the sidewalk. (Supervisor Shelley presented.) Referred to Finance Committee.

File 217-92-7

[Illegal Dumping Fine]

Resolution urging the Department of Public Works to consider introducing legislation increasing the fine for illegal dumping of refuse from \$52 to \$500. (Supervisor Shelley presented.) Referred to Finance Committee.

File 217-92-8

Monday, May 4, 1992

[Neighborhood Litter Reduction]

Resolution urging the Department of Public Works to direct its resources so as to reduce litter in neighborhoods that are most affected. (Supervisor Shelley presented.) Referred to Finance Committee.

File 217-92-9

Referred to Board

[SF CASA]

Resolution acknowledging the award of a grant by the California Judicial Council to the San Francisco Court appointed special advocates. (Supervisor Shelley presented.) Referred to Board May 11, 1992 For Adoption Without Committee Reference Calendar.

File 221-92-1

Request for Hearings:

File 115-92-9, By Supervisor Hallinan: To consider establishing an amnesty program for illegal housing units in San Francisco. Referred to Economic and Social Policy Committee.

File 171-92-2, By Supervisor Hsieh: To consider San Francisco's contribution to the Fiscal Year 1992-93 Peninsula Commute Service Operating Budget. Referred to Finance Committee with request it be considered as soon as possible.

File 207-92-6, By Supervisor Achtenberg: To consider and examine procedures employed by the San Francisco Police Department and the San Francisco Sheriff's Department during San Francisco's State of Emergency from April 30, 1992 to May 2, 1992. Referred to City Services Committee.

File 223-92-1, By Supervisor Kennedy: To consider whether the same underlying social and economic conditions that caused the explosions in Los Angeles exist here in the City and County of San Francisco. The result of this hearing would be recommendations as to how the City and County of San Francisco can address and resolve these issues and determine whether the City should be doing things differently. Referred to Economic and Social Policy Committee.

File 220-92-1, By Supervisor Achtenberg: To consider the effect of budget cuts to the San Francisco Library. Referred to City Services Committee with request that it be considered at the May 26, 1992 meeting.

File 224-92-1, By Supervisor Hallinan: To consider the effects of budget cuts on the small business community. Referred to Finance Committee.

Monday, May 4, 1992

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-19. [Settlement of Lawsuit] Authorizing settlement of litigation of Austin Loomis, et al, against the City and County of San Francisco for approximately \$150,000, subject to the terms of the settlement agreements. (City Attorney) Administration and Oversight

File 45-92-20. [Settlement of Lawsuit] Authorizing settlement of litigation of Dorothy Hollie against the City and County of San Francisco, the Regents of the University of California, et al., by payment of \$20,000. (City Attorney) Administration and Oversight

File 45-92-21. [Settlement of Lawsuit] Authorizing settlement of litigation of Dorothy Morales against the City and County of San Francisco, the Regents of the University of California, et al., by payment of \$24,000. (City Attorney) Administration and Oversight

File 45-92-22. [Settlement of Lawsuit] Authorizing settlement of litigation of the Atchison, Topeka & Santa Fe Railway et al., v. State Board of Equalization et al., and other related pending litigation for \$503,186.42 plus, if paid after June 15, 1992, interest accrued from April 1, 1992 at the rate of 7% per annum. (City Attorney) Administration and Oversight

File 46-92-6. [Settlement of Lawsuit] Authorizing settlement of Nancy H. Rumsey v. Amoroso & Sons, Inc., et al., upon receipt of the sum of \$3,000 and release of lien. (City Attorney) Administration and Oversight

File 97-91-60. [Art Commission] Substitute ordinance amending Administrative Code by amending Section 16.6-45 thereof, to permit the representation of the City and County of San Francisco, through the Art Commission, in nine arts organizations. (Art Commission) Finance

File 114-92-3. [Building Code] Amending Part II, Chapter I of the Building Code, by adopting by reference the 1991 Uniform Building Code, as amended by the California Building Code, and making applicable to it all previously adopted San Francisco amendments to the California Building Code; effective date of July 1, 1992. (Department of Public Works) Economic and Social Policy

File 120-92-1. [Plumbing Code] Amending Part II, Chapter VII of the San Francisco Municipal Code (Plumbing Code), by adopting by reference the 1991 Uniform Plumbing Code, as amended by the California Plumbing Code, and making applicable to it all previously adopted San Francisco amendments to the California Plumbing Code; effective date of July 1, 1992. (Department of Public Works) Economic and Social Policy

File 122-92-1. [Mechanical Code] Amending Part II, Chapter XIV of the San Francisco Municipal Code (Mechanical Code), by adopting by

Monday, May 4, 1992

reference the 1991 Uniform Mechanical Code, as amended by the California Mechanical Code, and making applicable to it all previously adopted San Francisco amendments to the California Mechanical Code; effective date of July 1, 1992. (Department of Public Works) Economic and Social Policy

File 125-92-2. [Housing Code] Amending Part II, Chapter XII of the San Francisco Municipal Code (Housing Code), by adopting by reference the 1991 Uniform Housing Code, as amended by the California Housing Code, and making applicable to it all previously adopted San Francisco amendments to the California Housing Code; effective date of July 1, 1992. (Department of Public Works) Economic and Social Policy

File 172-92-9. [Permit Agreement to Use City Property] Authorizing the Cirque Du Soleil ("Circus") to use City-owned property (southerly of King Street, between 4th and 5th Streets (Lot 3, Block 3796)); and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Finance

Resolutions Referred to Committee

File 23-92-5. [Claims Against the Government] Waiving the Statute of Limitations with respect to payment of five certain warrants of the City and County of San Francisco, in an amount totalling \$15,942.02 legal obligations of the City and County of San Francisco. (Controller) Finance

File 25-92-14. [Contracting Out City Services] Concurring with the Controller's approval that security guard services can be practically performed at 450 McAllister Street by private contractor for lower cost than similar work services performed by City and County employees, commencing July 1, 1992. (Department of Public Works) Finance

File 48-92-9. [Settlement of Claim] Approving the settlement of the unlitigated claim of Mary Stratta by payment of \$29,555.20. (City Attorney) Administration and Oversight

File 89-92-8. [State Disability Insurance] Authorizing enrollment of Classifications A098 Financial Officer and 7140 Director, Parking and Traffic Operation in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Administration and Oversight

File 132-92-5. [Grant - Foundation Funds] Authorizing the San Francisco Art Commission to permit Intersection for the Arts to continue to act as non-profit fiscal agent for the San Francisco Art Commission Gallery and to continue sponsorship of the gallery's Exploration; City Site Program; and in that capacity to apply for, retroactively accept and expend a \$7,500 LEF Foundation Grant for City Site Programming; indirect costs of 10 percent fiscal agent fee in the amount of \$750.00 to be paid from the Art Commission's Public Art Fund. (Art Commission) Finance

Monday, May 4, 1992

File 146-92-4.1. [Grant - Federal Funds] Authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, Tuberculosis Control Division, to accept and expend a grant of \$508,860, which includes indirect costs in the amount of \$47,827 based on twenty percent of salaries, from the Department of Health and Human Services for the Tuberculosis Control Project. (Department of Public Health) Finance

File 146-92-19.1. [Grant - Federal Funds] Authorizing the Department of Public Health, Community Public Health Services, STD Control Division, to accept and expend a grant of \$140,591, which includes indirect costs in the amount of \$12,781, based on ten percent of the total award from the Centers for Disease Control for development of a computer based quality assurance system. (Department of Public Health) Finance

File 146-92-30. [Grant - Federal Funds] Authorizing the Department of Public Health, Homeless Programs, to accept and expend as sub-grantee an augmentation to a grant of \$299,433 from the San Francisco Community Clinic Consortium of Federal Public Health Services funds for primary health care and substance abuse services including a required match of thirty three percent (33%) of the total project or \$149,717; waiving indirect costs, and providing for ratification of action previously taken. (Department of Public Health) Finance

File 146-92-31. [Grant - State Funds] Authorizing the Department of Public Health, Central Administration, MIA Program, to apply for, accept and expend the Fiscal Year 1991-92 allocation of up to \$2,500,000, which includes indirect costs of twenty percent of personnel costs, from the State Department of Health Services for Legalized Indigent Medical Assistance (LIMA) funds under the Immigration Reform and Control Act (IRCA). (Mayor) Finance

File 147-92-3. [Grant - Federal Funds] Authorizing the San Francisco Public Library to apply for funds not to exceed \$85,000 available through the U.S. Department of Education from the Library Services and Construction Act (LSCA) for the purchase of foreign language materials for the Fiscal Year 1992-93. (Public Library) Finance

File 166-92-2. [Charges for Tax Sale List] Authorizing the Tax Collector to charge a twenty dollar (\$20.00) fee to defray the cost of mailing copies of the list containing all tax defaulted real estate parcels which is included in the impending sale of tax defaulted real estate. (Tax Collector) Finance

File 166-92-3. [Tax Sale] Authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Tax Collector) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

Monday, May 4, 1992

By Supervisor Gonzalez, that a letter be sent to the General Manager, Recreation and Park Department inquiring whether City College will be prohibited from using Balboa Pool for their swimming program. (Send copy of this request to Henry Arnold, 874 - 41st Avenue, San Francisco, CA 94121)

By Supervisor Hallinan, that the City Attorney prepare legislation establishing an amnesty program for illegal housing units in San Francisco.

By Supervisor Kennedy, that a letter be sent to the Director, Real Estate Department and to the Mayor's Office of Economic Development to report to the Board of Supervisors the status of negotiations of the lease between the United States Navy and the City and County of San Francisco, and provide an analysis of the impediment of the negotiations at this time. (Request this report and analysis be presented to the Board of Supervisors on Monday, May 18, 1992 at 2:00 p.m.)

By Supervisor Kennedy, that a letter be sent to the Executive Director, Department of Parking and Traffic, to inquire as to the feasibility of installing sign "School Crossing" at the intersections of Keith and Palou Streets, and the feasibility of marking "Children Crossing" on the street on all four sides of the intersection.

By Supervisor Kennedy, that a letter be sent to the Executive Director, Parking and Traffic Department to inquire as to the feasibility of installing a stop sign at the crosswalk at the intersection of Fillmore and O'Farrell Streets.

Motion Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

John Fang (Entire Board)

File 2-92-18

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:25 p.m. adjourned.

John L. Taylor, Clerk

Monday, May 4, 1992

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 25, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







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Monday, May 11, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, May 11, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Hallinan - 1.

Quorum present.

Supervisor Hallinan excused, on official leave of absence.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Migden requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Administration and Oversight Committee

Consideration Continued

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of City and County against Robert C. Pritikin for \$100,000, \$95,120 to be paid to the General Fund and building permit penalties of \$4,880 to be paid directly to the Bureau of Building Inspection. (City Attorney)

File 46-92-5, Ordinance No.

Monday, May 11, 1992

(Superior Court No. 937-333)

Supervisor Hsieh, seconded by Supervisor Migden, moved to continue consideration to May 18, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$7,247,000, Department of Social Services, for general assistance, foster care and adoption aid, for fiscal year 1991-92. (Controller)

File 101-91-65, Ordinance No. 135-92

Finally passed.

[Amending Lease of AIDS Research Center]

Ordinance authorizing and approving an amendment to the lease of the Fifth and Sixth Floors of Building 3 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-92-4.1, Ordinance No. 129-92

Finally passed.

[Termination of Lease]

Ordinance approving termination of ten-year lease, retroactive to May 1, 1992, between Forest Terminals Corporation and the City and County, for Pier 48 Newsprint Terminal, operating by and through the Port Commission. (Port Commission)

File 65-92-8, Ordinance No. 131-92

Finally passed.

Monday, May 11, 1992

[Temporary Admission Tax]
Ordinance amending Part III of the Municipal Code (Temporary Admission Tax), which imposed a temporary admission tax on any operator of athletic contests, exhibitions and other special events by extending the temporary tax for an additional year. (Supervisors Hallinan, Gonzalez, Migden)

File 127-92-3, Ordinance No. 136-92

(Amends Section 802A.)

Finally passed.

Adopted

[Contracting Out City Services]
Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Real Estate Department at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-92-12, Resolution No. 378-92

Adopted.

[Contracting Out City Services]
Resolution concurring with the Controller's certification that security services can be practically performed at the Real Estate Department at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-92-13, Resolution No. 390-92

Adopted.

Recommendation of City Services Committee

Finally Passed

[1992 Joint Fundraising Drive]
Ordinance amending Administrative Code, establishing the schedule for the conduct of the Annual Joint Fundraising Drive by extending the deadline to file applications to participate in the 1992 Annual Drive; extending the deadline for the Mayor to designate the annual chair for the 1992 Annual Drive; and by extending the deadline for the Board of Supervisors to designate qualifying agencies to participate in the 1992 Annual Drive. (Chief Administrative Officer)

File 97-92-17, Ordinance No. 134-92

Monday, May 11, 1992

(Amends Section 16.93-4.)

Finally passed.

Recommendations of Economic and Social Policy Committee

Finally Passed

[Zoning Map Change]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on 625 Duncan Street, between Castro and Diamond Streets, Assessor's Block 6604, Lots 40 and 41, from an RH-1 House, One-Family) District to an RH-2 (House, Two-Family) District, and adopting findings pursuant to Section 101.1. (City Planning Department)

File 36-92-2, Ordinance No. 130-92

(Approved by City Planning Resolution No. 13288)

(Exempt from environmental review as a General Rule Exclusion).

Finally passed.

[Rent Board]

Ordinance amending Administrative Code, to provide for a voluntary expedited hearing procedure for certain types of hearings. (Supervisor Achtenberg)

File 97-92-15, Ordinance No. 133-92

(Adds Section 37.8A.)

Finally passed.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Howard Baker against the City and County by payment of \$7,500. (City Attorney)

File 45-92-12, Ordinance No.

(Superior Court No. 901-436.)

Passed for second reading.

Monday, May 11, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Barbara and Cesare Frediani against the City and County by payment of \$17,500. (City Attorney)

File 45-92-13, Ordinance No.

(Superior Court No. 910-271.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Raymond Coats against the City and County by payment of \$9,000. (City Attorney)

File 45-92-14, Ordinance No.

(Superior Court No. 933-146.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Esteban Trujillo against the City and County by payment of \$4,500. (City Attorney)

File 45-92-15, Ordinance No.

(Superior Court No. 937-385.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joseph Sims against the City and County by payment of \$12,000. (City Attorney)

File 45-92-16, Ordinance No.

(Superior Court No. 886-446.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Sanders LeBlanc against the City and County by payment of \$10,000. (City Attorney)

File 45-92-17, Ordinance No.

(U.S. District Court No. C-89-3778-FMS)

Passed for second reading.

Monday, May 11, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Austin Loomis, et al., against the City and County for approximately \$150,000, subject to the terms of the settlement agreements. (City Attorney)

File 45-92-19, Ordinance No.

(Superior Court No. 811-096 and Court of Appeals Nos. A025233 and A049488)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Tracy J. Pabros v. Henry Peter Rosack, et al., upon receipt of the sum of \$16,666.67 interest in car and dismissal of complaint. (City Attorney)

File 46-92-3, Ordinance No.

(San Mateo Superior Court No. 353831.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Charles Harris v. Kenneth Duarte, et al., upon receipt of the sum of \$30,000 and dismissal of complaint. (City Attorney)

File 46-92-4, Ordinance No.

(Superior Court No. 924-981)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Nancy H. Rumsey v. Amoroso & Sons., Inc., et al., upon receipt of the sum of \$3,000 and release of lien. (City Attorney)

File 46-92-6, Ordinance No.

(Superior Court No. 893-165)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Melvin Clay Berger by payment of \$20,302.82. (City Attorney)

Monday, May 11, 1992

File 48-92-6, Resolution No. 384-92

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Wendy Miller by payment of \$35,000. (City Attorney)

File 48-92-7, Resolution No. 385-92

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Fred Beytin by payment of \$7,500. (City Attorney)

File 48-92-8, Resolution No. 386-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 4231 Senior Estate Investigator in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-4, Resolution No. 393-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 2145 Hospital Associate Administrator in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-5, Resolution No. 394-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification District Attorney Investigative Assistant in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-6, Resolution No. 395-92

Adopted.

Monday, May 11, 1992

[State Disability Insurance]

Resolution authorizing enrollment of Classifications 1665 Director of Patient Accounts and 2947 Hospital Eligibility Manager in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-7, Resolution No. 396-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Environmental Review Fees]

Ordinance amending Administrative Code, concerning modification and extension of surcharges. (Department of City Planning)

File 97-92-21, Ordinance No.

(Amends Section 31.46A.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

[City Planning Code Amendment]

Ordinance amending the City Planning Code, to create an administrative hearing procedure to enforce planning code requirements and a procedure to recover administrative costs of enforcement through assessment and lien. (Department of City Planning)

File 115-92-3, Ordinance No.

(Adds Section 176.1.)

Monday, May 11, 1992

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

Passed for Second Reading as Amended

[Planning Fees]

Ordinance amending City Planning Code, to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning)

File 115-92-6, Ordinance No.

(Amends Sections 350, 352, 358, 361, 364, 365, 367; Adds new Sections 369, 370, 371, 372, 373 and Renumbers Section 369 to 374.)

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend page 10, line three, by deleting "into the Hazardous Waste facility fund" and inserting "with the Treasurer and held by the Controller and expended in accord with the Hazardous Waste Facility Review Budget approved pursuant to this section."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Recommendation of Administration and Oversight Committee

Finally Passed

[Special Fund]

Ordinance amending Administrative Code, repealing the article establishing the Assassination Survivorship Fund. (Supervisor Ward)

File 97-92-13, Ordinance No. 149-92

(Repeals Article XIV of Chapter 16.)

Monday, May 11, 1992

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Rent Board]

Ordinance amending the Administrative Code, to provide that appeals to the Board may be filed on the next business day if the final day for filing is a Saturday, Sunday or legal holiday. (Supervisor Achtenberg)

File 97-92-14, Ordinance No. 132-92

(Amends Section 37.8.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

From Redevelopment Agency

Finally Passed

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 14-81, amended by Ordinance No. 50-84, amended by Ordinance No. 405-91, approving the Redevelopment Plan for the Rincon Point-South Beach Redevelopment Project area by amending said plan to expand the project area by adding land to the Rincon Point subarea of the project area, specifically the eastern 3,446 square feet of lot 24 of Assessor Block 3741, bounded by the easterly line of the existing Embarcadero Freeway Right-of-Way (Between Spear and Steuart Streets) and the existing westerly boundary of the Rincon Point subarea, and to extend for five (5) years the agency's authority to utilize eminent domain to acquire property within the Rincon Point-South Beach Redevelopment Project Area. (Redevelopment Agency)

File 151-92-1, Ordinance No. 137-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Monday, May 11, 1992

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Official Bonds]

Ordinance amending Administrative Code, relating to terms and premiums for bonds of City officers. (Clerk of the Board)

File 97-92-23, Ordinance No.

(Amends Sections 16.138 and 16.139.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

[BBI Fee Schedule]

Ordinance amending Building Code, to increase Bureau of Building Inspection fees. (Department of Public Works)

File 114-92-2, Ordinance No.

(Amends Sections 330.1, 330.2, 330.3, 331, 332, 332.1, 332.2, 332.3, 332.4, 332.5, 333.1, 333.2 and 333.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Kennedy, Migden, Shelley - 6.

Noes: Supervisors Gonzalez, Hsieh, Maher - 3.

Absent: Supervisors Britt, Hallinan - 2.

[Stadium Operator Admission Tax]

Ordinance amending Part III, Municipal Code, providing an exemption from the payment of the stadium operator admission tax by extending for one year through December 31, 1992 the exemption from the payment of admission taxes on tickets sold at \$12.99 or less; effective retroactive to January 1, 1992. (Supervisor Ward)

File 127-92-2, Ordinance No.

(Amends Section 807.)

Passed for second reading by the following vote:

Monday, May 11, 1992

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: - Supervisors Britt, Hallinan - 2.

[Reward Authorization]

Ordinance authorizing payment of reward to Does one through five.
(City Attorney)

File 155-92-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Adopted

[Claims Against the Government]

Resolution waiving the Statute of Limitations with respect to payment of two warrants of the City and County, in the sum of \$408.86, legal obligations of the City and County. (Controller)

File 23-92-4, Resolution No. 389-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

[Emergency Repair]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, safety and welfare of citizens and employees of the City and County by performing the necessary work to abate fire, health and life safety hazards at the Youth Guidance Center - \$1,685,029. (Juvenile Probation Department)

File 28-92-5, Resolution No. 379-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Monday, May 11, 1992

[Emergency Repair]

Resolution authorizing the Fire Department to take necessary measures to protect the health and welfare of firefighters of Station 28 by performing the necessary work to restore the integrity of Fire Station 28 at 1418 Stockton Street against water leakage into its walls and foundation - cost not to exceed \$96,800. (Fire Department)

File 28-92-6, Resolution No. 391-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant of \$452,559 from a collaboration of the Centers for Disease Control and the Health Resources and Services Administration for the AIDS Early Intervention Service Network Demonstration Project; waiving indirect costs. (Department of Public Health)

File 146-92-28, Resolution No. 402-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

[Grant - State Funds]

Resolution authorizing the Sheriff's Department to apply retroactively, for \$166,622 in funds from the State of California Board of Corrections for the Standards and Training of Local Corrections Programs; stipulating adherence to standards for recruitment and training established by the Board of Corrections, waiving any indirect costs. (Sheriff)

File 152-92-1, Resolution No. 403-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Monday, May 11, 1992

[Redevelopment Agency Bonds]

Resolution approving the issuance by the Redevelopment Agency of Multifamily Housing Refunding Mortgage Revenue Bonds in an aggregate principal amount not to exceed \$75,000,000 for the purposes of its Residential Construction Financing Program for various multifamily housing developments. (Redevelopment Agency)

File 161-92-1, Resolution No. 404-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

[Juvenile Detention Institutions Maximum Daily Charges]

Resolution establishing maximum daily charges for support of minors placed in City and County Juvenile Detention Institutions and authorizing the Chief Probation Officer of the Juvenile Probation Department to charge less than the maximum rates when juvenile court determines that a lesser charge is appropriate based on parents' or guardians' ability to pay. (Juvenile Probation Department)

File 254-92-1, Resolution No. 380-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of litigation and claims by rate base regulated utilities, including American Telephone and Telegraph Company, AT&T Communications of California, Inc., Southern California Edison Company, Pacific Bell and Pacific Gas and Electric Company, against the City and County of San Francisco, by a reduction in taxes to be paid by American Telephone and Telegraph Company in fiscal year 1992-93, and adjustment to the future formulae for setting assessments for rate base regulated utilities. (City Attorney)

File 45-92-18, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Monday, May 11, 1992

Absent: Supervisors Britt, Hallinan - 2.

Adopted

[John Swett Elementary School]

Resolution urging the Senate Transportation Committee to pass legislation leasing land to the John Swett Elementary School for a playground; and urging the removal of the demolished Central Freeway from the State Highway System. (Supervisor Maher)

File 12-92-19, Resolution No. 382-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

[Appointment]

Resolution appointing member to the Association of Bay Area Governments, Executive Board, for the unexpired portion of term ending June 30, 1993. (Administration and Oversight Committee)

File 92-92-15, Resolution No. 397-92

(Supervisor Tom Hsieh, vice Doris Ward, resigned.)

Supervisor Hsieh Excused From Voting

Supervisor Hsieh requested to be excused from voting on his appointment to Association of Bay Area Governments, Executive Board.

Supervisor Kennedy, seconded by Supervisor Gonzalez moved to excuse Supervisor Hsieh from voting.

Motion to excuse Supervisor Hsieh from voting adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Maher, Migden, Shelley - 7.

Excused: Supervisor Hsieh - 1.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

Monday, May 11, 1992

[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with San Francisco Association of Personnel Professionals. (Supervisor Shelley)

File 93-92-14, Resolution No. 398-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

[Letter of Agreement]

Resolution approving a Letter of Agreement concerning a "4/10 Work Week" schedule for certain classifications in the Juvenile Probation Department. (Employee Relations Division)

File 93-92-17, Resolution No. 399-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

[Ballpark Advisory Committee]

Resolution appointing member to the Ballpark Advisory Committee. (Administration and Oversight Committee)

File 174-92-1.1, Resolution No. 406-92

(Ronald Blatman, vice Jerome DeChant, deceased.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

Recommendations of City Services Committee

Adopted

[Smoke Free Environment in Schools]

Resolution supporting the San Francisco Unified School District in its efforts to establish a smoke-free policy on all campuses and encouraging other education facilities to establish such a policy. (Supervisor Alioto)

Monday, May 11, 1992

File 118-92-3, Resolution No. 400-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

[Joint Fundraising Drive Participants]

Resolution designating those agencies qualified to participate in the 1992 Annual Joint Fundraising Drive for officers and employees of the City and County. (City Services Committee)

File 162-92-1, Resolution No. 405-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Hallinan - 3.

[Mileage of Maintained County Roads]

Resolution requesting the State of California to increase by 0.5 miles to 850.9 miles that number of miles of maintained county roads in San Francisco; repealing Resolution No. 409-90. (Department of Public Works)

File 200-92-1, Resolution No. 383-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

Adopted as Amended

[General Assistance/Workfare]

Resolution urging the Mayor to include skills assessment, vocational training and job placement services in any workfare program in San Francisco, and to increase the number of people in the workfare program only if the corresponding training and placement services are increased commensurately. (Supervisor Achtenberg)

File 222-92-1, Resolution No. 408-92

Supervisor Achtenberg, seconded by Supervisor Migden, moved an amendment of the whole bearing same title as above.

Monday, May 11, 1992

Amendment of the whole adopted by the following vote

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

The roll was then called on the pending resolution and it was adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) letter, dated April 20, 1992 denying Debra Niemann application for approval of temporary closing of 23rd Street, from Castro to Diamond Streets, Monday, May 25, 1992, from 9:00 a.m. to 5:00 p.m., for Annual Block Party.

File 42-92-18

The privilege of the floor was granted to the following persons:

Jean Harrison;
Debra Niemann.

The President thereupon declared the public hearing closed.

Adopted

[Street Closing]

Resolution authorizing temporary street closing of 23rd Street, for Annual Block Party.

File 42-92-18, Resolution No. 392-92

(23rd Street, from Castro to Diamond Streets, Monday, May 25, 1992, from 9:00 a.m. to 5:00 p.m.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

Monday, May 11, 1992

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Keith McHenry, Food Not Bombs;
Sharon Hewitt, African American Coalition Agenda
Brian Pong, protestor;
Vince Crakenbush;
Donna Osawa, arrested May 8, 1992;
Van Jones, S.F. Lawyers Committee Urban Affairs;
Gloria L, All Peoples Congress;
Jim Lewis, member, Act Up, past small business owner;
Suzanne Noble, 71 years old;
Angie Fong, Harvey Milk Lesbian Club;
Protestor, People for El Salvador Committee, CISPS;
Sheila Cummings, Nursey School Children;
Myrtle Woo;
Joan Petty;
Paul Diaz, arrested
Nancy Braun, arrested
Kelly Kaiser, 1 year resident, arrested;
Henry Mack, S.F. Citizen;
Thomas Tabis;
Jim Poly, protestor;
Mr. Caldwell;
Nina Holtzman, arrested;
Michelle White;
Ms. Barrios;
Dennis Jaeger;
Karlie Chapman;
Mr. Mazian, negotiated route with police;
Miss Colee;
Rebecca, AIDS Advocate;
Resident of San Francisco;
William Freeman, National Lawyer Guild;
Shawn Martinez;
Prince Arcadia;
Carolyn Streets;
Sherry Martin, protestor;
Gail Shaw, attended rally;
Larry Hildis;
Dean Hurkema
Amy Maguire;
Representative of people in the Mission;
Jane Hannigan;
Wallace Levin, Vice President, Veterans Affairs Council;
Latin Community Representative;
John Mills.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

Monday, May 11, 1992

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Public Works Week]

Resolution declaring the week of May 17th to 23rd, 1992 Public Works Week in San Francisco. (Supervisor Shelley)

File 4-92-12, Resolution No. 381-92

(May 4, 1992 - Introduced in Board for consideration May 11, 1992.)

Adopted.

[SB 1845 -- Transportation]

Resolution supporting, if amended, SB 1845 (Kopp) a measure relating to the authority of a transportation authority to impose a transactions and use tax and requesting transmittal of this resolution to the State Lobbyist and State Legislative Delegation. (Supervisor Migden)

File 12-92-23, Resolution No. 388-92

(May 4, 1992 - Introduced in Board for consideration May 11, 1992.)

Adopted.

[Save Our Cities March]

Resolution endorsing the Save Our Cities! Save Our Children! March on Washington. (Supervisor Shelley)

File 13-92-7, Resolution No. 360-92

(May 4, 1992 - Introduced in Board for consideration May 11, 1992.)

Adopted.

Monday, May 11, 1992

[Hazardous Waste Interjurisdictional Agreement]
Resolution to adopt the Hazardous Waste Management Planning
Interjurisdictional Agreement between member counties of the San
Francisco Regional Hazardous Waste Management capacity allocation
committee. (Supervisor Shelley)

File 128-92-2, Resolution No. 401-92

(May 4, 1992 - Introduced in Board for consideration May 11,
1992.)

Adopted.

[SF CASA]
Resolution acknowledging the award of a grant by the California
Judicial Council to the San Francisco Court appointed special
advocates. (Supervisor Shelley)

File 221-92-1, Resolution No. 407-92

(May 4, 1992 - Introduced in Board for consideration May 11,
1992.)

Adopted.

The foregoing items on the For Adoption Without Committee
Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hsieh,
Kennedy, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Maher - 3.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye"
vote is (a) a vote to find that the need to take action arose after
the agenda was published (if the resolution title is not printed on
the agenda) and (b) a vote to adopt the resolution. A unanimous
vote is required for adoption today. Any Supervisor may require any
of these resolutions to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county
officers with permission to leave the state. (Clerk of the Board)

File 1-92-19, Resolution No. 362-92

Monday, May 11, 1992

(Bill Maher, member, Board of Supervisors, May 13 - 20; Wayne Alba, member, Board of Permit Appeals, May 26 - June 10; John E. Cribbs, Director, Department of Public Works, May 14 - 20; Bonnie Gibson, member, Retirement Board, April 25 - 29; Leonard Graff, member, Human Rights Commission, May 14 - 18; James K. Ho, member, Airports Commission, May 11 - 31; Michael Huerta, Executive Director, Port, May 16 - 19; J. Stanley Mattison, Vice President, Airports Commission, May 15 - 28; Patrick A. Murphy, President, Airports Commission, May 5 - 9; Juan Rios, member, Civil Service Commission, April 27 - 30; Ellis Smith, member, City Planning Commission, April 27 - May 8; Roselyn C. Swig, member, Library Commission, April 30 - May 2, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolution submitted after preparation of the calendar.)

Adopted

[Disaster Relief Funds]

Resolution authorizing the Chief Administrative Officer and other designated City and County Officials to execute and file on behalf of the City and County of San Francisco certain documents relating to Federal and State financial assistance under the Federal Disaster Relief Act or Federal Assistance otherwise available from the President's Disaster Relief Fund and the State of California Natural Disaster Assistance Act Program.

File 226-92-1, Resolution No. 363-92

Supervisor Shelley presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hsieh, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hallinan, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

Monday, May 11, 1992

[Employee Health Coverage]

Ordinance amending Section 16.157 San Francisco Administrative Code approving Health Service System plans and rates of contribution as adopted by the Health Service Board. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the May 20, 1992 meeting.

File 97-92-29

Referred to Board

[Street Closing]

Resolution authorizing temporary closing of a portion of Danvers Street, between 19th Street and Caselli Avenue on Saturday, May 30, 1992, 8:00 a.m. until 2:00 p.m. for morning services at Congregation Sha'ar Zahav. (Supervisor Achtenberg presented.) Referred to Board May 18, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-19

Referred to Committee

[Memorandum of Understanding]

Resolution ratifying Memoranda of Understanding with San Francisco Police Officers Association. (Supervisor Maher presented.) Referred to Administration and Oversight Committee.

File 93-92-16.2

[Grant - State Funds]

Resolution authorizing the Adult Probation Department and Juvenile Probation Department of the City and County of San Francisco to retroactively apply for, accept and expend \$140,273 in funds from the State of California Board of Corrections and Probation Officers Programs; stipulating adherence to standards of recruitment and training established by the Board of Corrections and waiving any indirect costs. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 130-92-1

Referred to Board

[Hoefer Scientific Instruments Bond Refinancing]

Resolution approving the refinancing of facilities for Hoefer Scientific Instruments, a California Corporation. (Supervisor Maher presented.) Referred to Board May 18, 1992 For Adoption Without Committee Reference Calendar.

File 227-92-1

Monday, May 11, 1992

[Clean Water Program Management Audit]

Motion directing the Budget Analyst to conduct a management audit of the Clean Water Program. (Supervisor Gonzalez presented.) Referred to Board May 18, 1992 For Adoption Without Committee Reference Calendar.

File 165-92-7

[Demonstration Response Costs]

Directing the Budget Analyst to determine the total cost to all City Departments and agencies of the response to demonstrations occurring on the weekends of May 1 and May 8, 1992. (Supervisor Migden presented.) Referred to Board May 18, 1992 For Adoption Without Committee Reference Calendar.

File 165-92-8

Request for Hearings:

File 75-92-2, By Supervisors Hsieh, Shelley, Conroy, Maher, Kennedy, Gonzalez: To consider the naming of an unnamed street in Mission Bay in honor of John Fang. Referred to City Services Committee.

File 80-92-1, By Supervisor Hsieh: To consider legislation supporting the BART extension to the San Francisco Airport. Referred to City Services Committee.

File 97-92-27.1, By Supervisor Migden: To consider tenant protections necessitated by proposed legislation requiring the seismic retrofitting of unreinforced masonry buildings. Referred to City Services Committee with request it be considered with proposed unreinforced masonry building legislation pending in committee.

File 207-92-6.1, By Supervisor Achtenberg: To consider procedures employed by the San Francisco Police Department and the San Francisco Sheriff's Department on Friday, May 1, 1992 and Friday, May 8, 1992 and the costs incurred in carrying out those procedures. Referred to City Services Committee with request it be considered at the May 19, 1992 meeting.

File 228-92-1, By Supervisor Kennedy: To consider the California State Association of Counties (CSAC) Welfare Reform proposals. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinance Referred to Committee

File 45-92-23. [Settlement of Lawsuit] Authorizing settlement of litigation of Deleuw-Greeley-Hyman, J.V. v. City and County of San Francisco et al., by payment of \$380,000. (City Attorney) Administration and Oversight

Monday, May 11, 1992

Resolutions Referred to Committee

File 40-92-3. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Economic and Social Policy

File 142-92-1. [Water Rates - Finding] Making a finding that no tax subsidy will be required by the San Francisco Water Department by reason of approval of a proposed schedule of rates to be charged by the San Francisco Water Department for water supplied to its suburban resale customers; companion measure to File 142-91-1.1. (Public Utilities Commission). To Finance Committee with Direction to Report Back to Board May 26, 1992.

File 142-92-1.1. [Water Rates] Disapproving revised schedule of rates to be charged by the San Francisco Water Department for water service and water supplied to its suburban resale customers; companion measure to File 142-92-1. (Public Utilities Commission) To Finance Committee with direction to report back to Board May 26, 1992.

File 142-92-2. [Water Rates - Finding] Making a finding that no tax subsidy will be required by the San Francisco Water Department by reason of approval of a proposed schedule of rates to be charged by the San Francisco Water Department for retail water service in San Francisco and suburban areas; companion measure to File 142-92-2.1. (Public Utilities Commission) To Finance Committee with direction to report back to Board May 26, 1992.

File 142-92-2.1. [Water Rates] Disapproving revised schedule of rates to be charged by the San Francisco Water Department for retail water service in San Francisco and suburban areas; companion measure to File 142-92-1. (Public Utilities Commission) To Finance Committee with direction to report back to Board May 26, 1992.

File 146-92-10.1. [Grant - State Funds] Authorizing the Department of Public Health, Community Public Health Services, to accept and expend a grant of \$1,053,333, from the State Office of Health Services for breast and cervical cancer screening and diagnostic services; waiving indirect costs. (Department of Public Health) Finance

File 146-92-32. [Grant - State Funds] Authorizing the Department of Public Health, Laguna Honda Hospital, to apply for, accept and expend a grant of \$35,600, from the State of California, Department of Transportation (CALTRANS) for handicapped transportation services to the residents of San Francisco; waiving indirect costs. (Department of Public Health) Finance

File 192-92-2. [Grant - State Funds] Authorizing the Executive Director of the Department of Parking and Traffic and the Director of Public Works to apply for, accept and expend \$450,000 of Transportation Development Act (TDA) Article 3 Funds for bicycle/pedestrian projects foregoing reimbursement of indirect costs. (Department of Parking and Traffic) Finance

Monday, May 11, 1992

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that a letter be sent to all City Department Heads regarding overtime spending. The letter should state that the Finance Committee will be particularly interested in reviewing justifications and explanations for overtime appropriation requests during upcoming 1992-93 budget hearings and that Department Heads should provide the following information in advance of the hearings to members of the Finance Committee and the Board of Supervisors' Budget Analyst:

- (1) Fiscal year 1991-92 original budget, revised budget and anticipated actual expenditures for overtime pay;
- (2) Department policies concerning overtime expenditure controls and allocation decisions, including the management-level decision process on the approval of overtime (i.e., who is authorized to grant overtime and under what conditions; when and how are such decisions reviewed by higher level management?) and; how are department employees selected for the assignment of overtime?
- (3) Provide the average expenditure for overtime pay per eligible employee; the number of employees who actually worked overtime hours; the ten employees receiving the greatest amount of overtime pay; documentation of department head approval for those employees earning overtime pay in excess of 25% of their base pay; the number of Z-Class employees who were authorized overtime pay and the justification and amounts of overtime paid for such employees;
- (4) Describe fiscal year 1992-93 plans for improving controls over overtime expenditures and achieving savings; and provide an assessment of whether the amounts recommended for overtime in the Mayor's budget will be sufficient.

By Supervisor Hsieh, that the City Attorney prepare legislation supporting the BART extension to the San Francisco Airport.

By Supervisor Hsieh, that a letter be sent to the Director, Public Health and Controllor inquiring into the status of the distribution of Emergency Medical Services Funds, which were established pursuant to Ordinance No. 274-88.

By Supervisor Maher, that the City Attorney prepare legislation creating Hayes Valley Special Use District for properties generally bounded by Turk, Franklin, Octavia and Oak Streets that would generally reclassify properties previously underneath the Highway 101 viaduct to mirror existing height and bulk densities in the Hayes Valley area.

Monday, May 11, 1992

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Mark Perry (Supervisors Migden, Achtenberg)

File 2-92-16

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:39 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, May 11, 1992

Approved by the Board of Supervisors on February 1, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors





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Monday, May 18, 1992

Wednesday, May 20, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, May 18, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:07 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Conroy, Hallinan, Hsieh, Kennedy, Shelley - 6.

Noted absent at first roll call:

Supervisors Alioto, Britt, Gonzalez, Maher, Migden - 5.

Quorum present.

Supervisor Alioto was noted present at 2:09 p.m.

Supervisor Britt was noted present at 2:09 p.m.

Supervisor Gonzalez was noted present at 2:09 p.m.

Supervisor Maher excused, on official leave of absence.

Supervisor Migden was noted present at 2:11 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Hallinan, seconded by Supervisor Hsieh, moved that the Journals of Proceedings for Monday, August 26, and September 3, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 9.

Monday, May 18, 1992

Absent: Supervisors Maher, Migden - 2.

COMMUNICATION

The Clerk presented a communication informing the Board members of a Special Meeting of the Board of Supervisors on Wednesday, May 20, 1992 at 1:30 p.m., relating to sale of General Obligation Bonds in the amount of \$6,100,000 for Public Safety Improvement Project, 1989; \$6,100,000 for Police Facilities Improvement Projects; \$58,860,000 for Public Safety Improvement Projects, 1990; and \$84,500,000 for Library Facilities Project.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Tabled

[City Planning Code Amendment]
Ordinance amending the City Planning Code, to create an administrative hearing procedure to enforce planning code requirements and a procedure to recover administrative costs of enforcement through assessment and lien. (Department of City Planning)

File 115-92-3, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Kennedy, moved to table.

Tabled by the following vote:

Ayes: Supervisors Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Noes: Supervisors Alioto, Britt, Migden - 3.

Absent: Supervisors Achtenberg, Maher - 5.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Monday, May 18, 1992

Recommendations of Finance Committee

Finally Passed

[Environmental Review Fees]

Ordinance amending Administrative Code, concerning modification and extension of surcharges. (Department of City Planning)

File 97-92-21, Ordinance No. 150-92

(Amends Section 31.46A.)

Finally passed.

[Official Bonds]

Ordinance amending Administrative Code, relating to terms and premiums for bonds of City officers. (Clerk of the Board)

File 97-92-23, Ordinance No. 151-92

(Amends Sections 16.138 and 16.139.)

Finally passed.

[Stadium Operator Admission Tax]

Ordinance amending Part III, Municipal Code, providing an exemption from the payment of the stadium operator admission tax by extending for one year through December 31, 1992 the exemption from the payment of admission taxes on tickets sold at \$12.99 or less; effective retroactive to January 1, 1992. (Supervisor Ward)

File 127-92-2, Ordinance No. 153-92

(Amends Section 807.)

Finally passed.

[Reward Authorization]

Ordinance authorizing payment of reward to Does one through five. (City Attorney)

File 155-92-1, Ordinance No. 154-92

Finally passed.

Recommendations of Administration and Oversight Committee

Finally Passed

Monday, May 18, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Howard Baker against the City and County by payment of \$7,500. (City Attorney)

File 45-92-12, Ordinance No. 139-92

(Superior Court No. 901-436.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Barbara and Cesare Frediani against the City and County by payment of \$17,500. (City Attorney)

File 45-92-13, Ordinance No. 140-92

(Superior Court No. 910-271.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Raymond Coats against the City and County by payment of \$9,000. (City Attorney)

File 45-92-14, Ordinance No. 141-92

(Superior Court No. 933-146.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Esteban Trujillo against the City and County by payment of \$4,500. (City Attorney)

File 45-92-15, Ordinance No. 142-92

(Superior Court No. 937-385.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joseph Sims against the City and County by payment of \$12,000. (City Attorney)

File 45-92-16, Ordinance No. 143-92

(Superior Court No. 886-446.)

Finally passed.

Monday, May 18, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Sanders LeBlanc against the City and County by payment of \$10,000. (City Attorney)

File 45-92-17, Ordinance No. 144-92

(U.S. District Court No. C-89-3778-FMS)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation and claims by rate base regulated utilities, including American Telephone and Telegraph Company, AT&T Communications of California, Inc., Southern California Edison Company, Pacific Bell and Pacific Gas and Electric Company, against the City and County of San Francisco, by a reduction in taxes to be paid by American Telephone and Telegraph Company in fiscal year 1992-93, and adjustment to the future formulate for setting assessments for rate base regulated utilities. (City Attorney)

File 45-92-18, Ordinance No. 145-92

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Austin Loomis, et al, against the City and County for approximately \$150,000, subject to the terms of the settlement agreements. (City Attorney)

File 45-92-19, Ordinance No. 138-92

(Superior Court No. 811-096 and Court of Appeals Nos. A025233 and A049488)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Tracy J. Pabros v. Henry Peter Rosack, et al., upon receipt of the sum of \$16,666.67 interest in car and dismissal of complaint. (City Attorney)

File 46-92-3, Ordinance No. 146-92

(San Mateo Superior Court No. 353831.)

Finally passed.

Monday, May 18, 1992

[Settlement of Lawsuit]

Ordinance authorizing settlement of Charles Harris v. Kenneth Duart, et al., upon receipt of the sum of \$30,000 and dismissal of complaint. (City Attorney)

File 46-92-4, Ordinance No. 147-92

(Superior Court No. 924-981)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Nancy H. Rumsey v. Amoroso & Sons., Inc., et al., upon receipt of the sum of \$3,000 and release of lien. (City Attorney)

File 46-92-6, Ordinance No. 148-92

(Superior Court No. 893-165)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[BBI Fee Schedule]

Ordinance amending Building Code, to increase Bureau of Building Inspection fees. (Department of Public Works)

File 114-92-2, Ordinance No. 152-92

(Amends Sections 330.1, 330.2, 330.3, 331, 332, 332.1, 332.2, 332.3, 332.4, 332.5, 333.1, 333.2 and 333.3.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Migden, Shelley - 7.

Monday, May 18, 1992

Noes: Supervisors Conroy, Hsieh - 2.

Absent: Supervisors Achtenberg, Maher - 2.

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the chair.

Consideration Continued

[Planning Fees]

Ordinance amending City Planning Code, to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning)

File 115-92-6, Ordinance No.

(Amends Sections 350, 352, 358, 361, 364, 365, 367; Adds new Sections 369, 370, 371, 372, 373 and Renumbers Section 369 to 374.)

Supervisor Hsieh, seconded by Supervisor Britt, moved to continue consideration to June 1, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

Recommendation of Administration and Oversight Committee

Rereferred to Committee

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of City and County against Robert C. Pritikin for \$100,000, \$95,120 to be paid to the General Fund and building permit penalties of \$4,880 to be paid directly to the Bureau of Building Inspection. (City Attorney)

File 46-92-5, Ordinance No.

(Superior Court No. 937-333)

Supervisor Alioto, seconded by Supervisor Hallinan, moved to rerefer to Administration and Oversight Committee.

Motion to rerefer to committee adopted by the following vote:

Monday, May 18, 1992

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

NEW BUSINESS

Recommendations of Economic and Social Policy Committee

Adopted

[Building Code]

Resolution endorsing those changes and providing findings as to the local conditions requiring changes of the State Building Code for buildings, as required by California Health and Safety Code. (Department of Public Works)

File 114-92-1, Resolution No. 412-92

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

Passed for Second Reading

[Building Code]

Ordinance amending the Building Code, by amending various sections, and adding the following new sections to the Code: Application of Code Requirements to Existing Buildings and Structures, Boards and Committees, Reclaimed Water Projects, Definition of "Dwelling Unit", Openings Between Buildings, Code Revisions; Departmental Rules and Regulations, Board of Examiners Procedures, Application Processing, Plans and Specifications, and Permit Issuance, Inspections, Certificate of Occupancy, Requirements Based on Occupancy, Requirements Based on Type of Construction, Engineering Regulations - Quality and Design of Materials of Construction, Exiting Requirements; Fire Escapes, Fire-extinguishing Systems; Fire-resistive Standards for Fire Protection, General, Requirements Based on Occupancy, Requirements Based on Type of Construction, Engineering Regulations - Quality and Design of Materials of Construction, Exiting Requirements; Fire Escapes, Fire-resistive Standards for Fire Protection, Installation of Wall and Ceiling Coverings, Elevators, Uniform Building Code Standards, Protective Signaling Systems. (Department of Public Works)

File 114-92-1.1, Ordinance No.

Passed for second reading by the following vote:

Monday, May 18, 1992

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

[Building Code]

Ordinance amending Building Code, by adopting by reference the 1991 Uniform Building Code, as amended by the California Building Code, and making applicable to it all previously adopted San Francisco amendments to the California Building Code; effective date of July 1, 1992; companion measure to Files 114-92-1, 114-92-1.1. (Department of Public Works)

File 114-92-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

Adopted

[Housing Code]

Resolution endorsing those changes and providing findings as to the local conditions requiring changes of the State Housing Code for buildings, as required by California Health and Safety Code. (Department of Public Works)

File 125-92-1, Resolution No. 413-92

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

Passed for Second Reading

[Housing Code]

Ordinance amending Housing Code, to include self-closers on certain hotel doors as a retroactive requirement, to properly place an exception to passageway lighting in the subsection on artificial light, to clarify hotel bath and toilet standards, and to provide for adopting standards for residential energy conservation. (Department of Public Works)

File 125-92-1.1, Ordinance No.

(Amends Sections 206, 504, 505, and 1217.)

Monday, May 18, 1992

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

[Housing Code]

Ordinance amending Housing Code, by adopting by reference the 1991 Uniform Housing Code, as amended by the California Housing Code, and making applicable to it all previously adopted San Francisco amendments to the California Housing Code; effective date of July 1, 1992. (Department of Public Works)

File 125-92-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

The President reassumed the Chair.

[Plumbing Code]

Ordinance amending Plumbing Code, by adopting by reference the 1991 Uniform Plumbing Code, as amended by the California Plumbing Code, and making applicable to it all previously adopted San Francisco amendments to the California Plumbing Code; effective date of July 1, 1992. (Department of Public Works)

File 120-92-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

[Mechanical Code]

Ordinance amending Mechanical Code, by adopting by reference the 1991 Uniform Mechanical Code, as amended by the California Mechanical Code, and making applicable to it all previously adopted San Francisco amendments to the California Mechanical Code; effective date of July 1, 1992. (Department of Public Works)

File 122-92-1, Ordinance No.

Passed for second reading by the following vote:

Monday, May 18, 1992

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

[MWE/WBE and LBE/Prime and Sub-Contracts]

Ordinance amending Administrative Code, relating to the procurement of goods and services and the award of public contracts by the City and County from Minority Business Enterprises, Women Business Enterprises and Local Business. (Supervisors Kennedy, Hsieh, Hallinan, Gonzalez, Migden, Alioto, Shelley)

File 284-92-2, Ordinance No.

(Amends Sections 12D.1, 12D.5, 12D.6, 12D.7, 12D.8, 12D.9, 12D.10, 12D.11, 12D.15 and 12D.19; Adds Section 12D.2-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

Recommendation of City Services Committee

Refused Passage for Second Reading

(Supervisor Hsieh dissenting in Committee.)

[Regulate Smoking in Restaurants]

Ordinance amending Health Code, to redefine, and regulate smoking in, eating establishments. (Supervisor Alioto)

File 118-91-10, Ordinance No.

(Amends Section 1006.1;

Repeals Section 1006.2; and adopts a new Section 1006.2.)

Supervisor Alioto, seconded by Supervisor Migden, moved to continue consideration to May 26, 1992.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Migden, Shelley - 4.

Noes: Supervisors Conroy, Gonzalez, Hallinan, Hsieh, Kennedy - 5.

Absent: Supervisors Achtenberg, Maher - 2.

Monday, May 18, 1992

The roll was then called on the pending ordinance and it was refused passage for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Migden - 3.

Noes: Supervisors Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Achtenberg, Maher - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing appealing decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) letter, dated April 29, 1992 denying Pleasuredome Presents application for approval of temporary closing of Townsend Street, between 2nd and 3rd Streets, Sunday, June 28, 1992, from 6:00 a.m. to 6:00 a.m., Monday, June 29, 1992, for Freedom Day Carnival 1992, a carnival and dance party to benefit AIDS organizations.

File 42-92-16.1

The privilege of the floor was granted to the following persons:

Speakers

Officer Phil Magce, representing San Francisco Police Department;
Bill Camillo;
Representative, AIDS Project;
Ken Jones;
John Canoe;
Frank Day;
Gayle Wood;
Mr. Lopez.

Adopted

[Street Closing]

Resolution authorizing temporary closing of portions of Townsend Street for Freedom Day Carnival 1992; and providing for insurance.

File 42-92-16.1, Resolution No. 410-92

(Townsend Street, between Second and Third Streets, from 6:00 a.m. Sunday, June 28, 1992, until 6:00 a.m. Monday, June 29, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Monday, May 18, 1992

Absent: Supervisors Achtenberg, Maher - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Daniel Reiss;
Mr. Shapiro;
Maurice Hardy;
Dehnert Queen;
John Kaho;
Shelley Saliere.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Street Closing]

Resolution authorizing temporary closing of a portion of Danvers Street for morning services at Congregation Sha'ar Zahav. (Supervisor Achtenberg)

File 42-92-19, Resolution No. 411-92

(Danvers Street, between 19th Street and Caselli Avenue on Saturday, May 30, 1992, 8:00 a.m. until 2:00 p.m.)

(May 11, 1992 - Introduced in Board for consideration May 18, 1992.)

Adopted.

[Hoefer Scientific Instruments Bond Refinancing]

Resolution approving the refinancing of facilities for Hoefer Scientific Instruments, a California Corporation. (Supervisor Maher)

File 227-92-1, Resolution No. 409-92

(May 11, 1992 - Introduced in Board for consideration May 18, 1992.)

Adopted.

Monday, May 18, 1992

[Clean Water Program Management Audit]

Motion directing the Budget Analyst to conduct a management audit of the Clean Water Program. (Supervisor Gonzalez)

File 165-92-7

(May 11, 1992 - Introduced in Board for consideration May 18, 1992.)

Adopted.

[Demonstration Response Costs]

Motion directing the Budget Analyst to determine the total cost to all City Departments and agencies for the response to demonstrations occurring on the weekends of May 1 and May 8, 1992. (Supervisor Migden)

File 165-92-8

(May 11, 1992 - Introduced in Board for consideration May 18, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hsieh, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Achtenberg, Gonzalez, Hallinan, Maher - 4.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-20, Resolution No. 387-92

(Raymond Baxter, Director of Health, May 28 - 30; Marcia R. Bell, Librarian, Law Library, May 7 - 16; Leslie Farrell, member, Film

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and Video Arts Commission, May 7 - 11; Thomas E. Horn, Vice President, War Memorial Board of Trustees, May 29 - June 21; Bruce Jamison, Recorder, June 7 - 12; Margel F. Kaufman, member, Health Commission, May 6 - 10 and 13 - 23; John Kriken, member, Art Commission, May 7 - 14; Bob Hillmann, member, Film and Video Arts Commission, May 29 - 31; James K. Ho, member, Airports Commission, May 11 - 31; J. Stanley Mattison, Vice President, Airports Commission, May 15 - 28; Patrick A. Murphy, President, Airports Commission, May 5 - 9; Arlene M. Sauser, Chief Adult Probation Officer, May 6 - 12; L.A. Turpen, Director of Airports, May 25 - 31, 1992.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hsieh, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Achtenberg, Gonzalez, Hallinan, Maher - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Wild and Dangerous Hybrids]

Ordinance amending Article 1 of the San Francisco Health Code by amending Sections 49 and 51 to prohibit advertisement for sale of any wild and potentially dangerous animal, amending the definition thereof to include wolf dogs, coydogs, other coyote-dog hybrids and other hybrids of wild with domestic animals and defining a prima facie violation thereof and by adding Section 51.1 granting the Department of Animal Care and Control discretion to immediately dispose of any wild and potentially dangerous animal seized. (Supervisor Migden presented.) Referred to City Services Committee.

File 118-92-5

[Animal Sacrifice]

Ordinance amending the San Francisco Health Code by adding Article 1A thereto to prohibit any person, firm or corporation from sacrificing any animal or possessing or selling any animal for sacrifice. (Supervisor Migden presented.) Referred to City Services Committee.

File 118-92-6

Monday, May 18, 1992

[Riding of Horses]

Ordinance amending Article 7 of the San Francisco Police Code by amending Section 490 to authorize Deputy Animal Control Officers of the Department of Animal Care and Control to enforce the provisions of this section. (Supervisor Migden presented.) Referred to City Services Committee.

File 121-92-7

[Employees' Salary-Waiver/Gift Fund]

Ordinance creating and authorizing expenditure of monies in Employees' Salary-Waiver/Gift Fund providing for nondisclosure of identity of donors and findings. (Supervisors Shelley, Migden presented.) Referred to Finance Committee.

File 245-92-1

[Commendation - Green Ribbon Panel]

Resolution commending the Green Ribbon Panel of the San Francisco Small Business Advisory Commission, and urging the Mayor to maintain the current level of funding for the Green Ribbon Panel if and when the responsibilities of the Small Business Advisory Commission are transferred to the Business Advisory Commission within the Mayor's Office of Economic Planning and Development. (Supervisor Achtenberg presented.) Referred to City Services Committee with request it be considered at the May 19, 1992 meeting.

File 6-92-6

[Transportation Authority - AB 434 Funds]

Resolution designating the San Francisco County Transportation Authority as the overall program manager for the receipt of fee revenues generated under AB 434 (Sher) and allocated to the City and County of San Francisco. (Supervisors Britt, Achtenberg presented.) Referred to Administration and Oversight Committee.

File 12-92-24

[Personal Assistant Services]

Resolution supporting the redirection of 25% of Federal, State and County funds for nursing homes and institutionalization to self-directed community-based personal assistant services. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 13-92-8

Referred to Board

[Street Closing]

Resolution authorizing temporary closing of a portion of Harkness

Monday, May 18, 1992

Avenue, between San Bruno Avenue and Brussell Street on Saturday, June 20, 1992, 10:00 a.m. until 6:00 p.m. for neighborhood crime prevention fair sponsored by El Dorado School Neighborhood Betterment Council. (Supervisor Migden presented.) Referred to Board May 26, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-20

Referred to Committee

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: to provide loans or grants for the seismic strengthening of unreinforced masonry buildings for affordable housing and market-rate residential and commercial purposes; that the estimated cost of three hundred-fifty million dollars (\$350,000,000) for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness: provided, however, that no more than forty-five million dollars (\$45,000,000) of said authorization shall be sold in any one fiscal year. (Supervisor Hsieh presented.) Referred to Finance Committee.

File 170-92-4

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: construction and reconstruction of correctional facilities, to replace the existing San Bruno Jail facilities, including replacement, housing, associated health and safety improvements and related acquisition, construction or reconstruction necessary or convenient for the foregoing purposes, that the estimated cost of \$158,100,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 170-92-5

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: construction and reconstruction of long term care facilities, including replacement of Laguna Honda Hospital facilities, improvements to existing Laguna Honda Hospital structures, and related acquisition, construction or reconstruction necessary or convenient for the foregoing purposes, that the

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estimated cost of \$548,400,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 170-92-6

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: construction and reconstruction of a Juvenile Justice Complex, including health and safety improvements, asbestos management, disabled access and structural and security improvements to the existing Youth Guidance Center and Juvenile Hall, a new juvenile Justice Complex and community based facilities, that the estimated cost of \$78,900,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Kennedy presented.) Referred to Finance Committee.

File 170-92-7

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: construction and reconstruction of Fire Department facilities, including seismic strengthening, asbestos abatement, disabled access, separate bathroom and changing areas for male and female firefighters, improvements to the auxiliary water supply system and related acquisition, construction or reconstruction necessary or convenient for the foregoing purposes, that the estimated cost of \$97,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Conroy presented.) Referred to Finance Committee.

File 170-92-8

Referred to Board

[Workers Bill of Rights]

Resolution establishing a Workers Bill of Rights and calling upon local government to develop an agency together with the Labor Council for retaining and creating union jobs in San Francisco. (Supervisors Shelley, Gonzalez presented.) Referred to Board May 26, 1992 For Adoption Without Committee Reference Calendar.

File 176-92-2

Monday, May 18, 1992

Referred to Committee

[Charter Amendment]

(First Draft) Amending Section 7.309 relating to financing construction or improvement of capital facilities or purchase of equipment. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 229-92-1

[Charter Amendment]

(Skeletal) Amending Sections 8.400 and 8.401 relating to the setting of salaries for miscellaneous employees. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 230-92-1

[Charter Amendment]

(Skeletal) Amending Sections 8.559-16, 8.585-16, 8.586-16 and 8.588-16 relating to retirement allowances of Police and Fire employees. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 231-92-1

[Charter Amendment]

(Skeletal) Amending Section 8.517-3 providing for early service retirement. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 233-92-1

[Charter Amendment]

(Skeletal) Deleting Sections 3.200, 3.201 and 3.202 relating to the appointment, powers and duties of the Chief Administrative Officer and the Office of Risk Management, amending Sections 1.103 relating to officers and 3.510 relating to departments or bureaus under the jurisdiction of the Chief Administrative Officer and adding Section 3.100-3 creating a position of Executive Deputy for Governmental Services. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 234-92-1

[Charter Amendment]

(Skeletal) Amending Sections 1.103, 3.201 and 3.510 relating to Office of Recorder. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 235-92-1

Monday, May 18, 1992

[Charter Amendment]

(Skeletal) Amending Sections 3.591 and 3.592 creating a Department of Water and Power under the direction of the Public Utilities Commission, establishing jurisdiction over the Departments of Water, Clean Water, Electricity, Light, Heat and Power, Hetch Hetchy Project and Auxiliary Water Supply System. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 236-92-1

[Charter Amendment]

(Skeletal) Amending Sections 3.591, 3.592, 3.595, 3.598, 3.698, 3.698-1, 3.698-2 and 3.698-3 transferring jurisdiction over the Municipal Railway from the Public Utilities Commission to a Transportation Commission and consolidating the Department of Parking and Traffic into a Department of Transportation. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 237-92-1

[Charter Amendment]

(Skeletal) Amending Sections 3.510 and 4.103 relating to the Office of the Registrar of Voters. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 238-92-1

[Charter Amendment]

(Skeletal) Amending Sections 3.510 and 3.404 relating to the Office of Coroner. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 239-92-1

[Charter Amendment]

(Skeletal) Adding Section 3.699-B establishing a Commission and Department on the Environment and setting forth powers and duties of both. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 240-92-1

[Charter Amendment]

(Skeletal) Adding Sections 3.510, 7.200, 7.203 and 7.603 establishing a Public Works Commission and setting forth its powers and duties, transferring certain functions of the Chief Administrative Officer to the Public Works Commission. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 241-92-1

Monday, May 18, 1992

[Charter Amendment]

(First Draft) Amending Sections 8.500-1, 8.559-9, 8.585-9, 8.586-9, and 8.588-9, relating to the coordination of retirement benefits for safety employees and miscellaneous employees. (Supervisor Achtenberg presented.) Referred to Administration and Oversight Committee.

File 242-92-1

Referred to Board

[Office Space Allocation]

Motion approving the use of Room 253 by the Department of Public Works in exchange for the use of Room 259 by the Transportation Authority. (Supervisor Gonzalez presented.) Referred to Board May 26, 1992 For Adoption Without Committee Reference Calendar.

File 54-92-2

Requests for Hearings:

File 114-92-4.1, By Supervisor Hsieh: To consider adopting findings pursuant to the California Environmental Quality Act in connection with the adoption of the Unreinforced Masonry Buildings Seismic Retrofit Ordinances. Referred to City Services Committee with request it be considered at the May 27, 1992 meeting.

File 190-92-2, By Supervisor Migden: To consider the treatment of youth by the Youth Guidance Center. Referred to City Services Committee.

File 244-92-2, By Supervisor Shelley: To consider the closure of military bases at the Presidio and at Hunters Point Naval Shipyard and the implications of the closures on City services. Referred to Economic and Social Policy Committee.

File 246-92-1, By Supervisor Migden: To consider the creation of a Special Assessment District to finance the seismic retrofit of unreinforced masonry buildings. Referred to Finance Committee with request it be considered with File 170-92-4.

File 284-92-4, By Supervisor Kennedy: To consider adding Architectural and Engineering Subcontracting to the MBE/WBE/LBE Ordinance. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-91-66. [Government Funding] Appropriating \$10,000, Police Department - Office of Citizen Complaints, for other current services (relocation expenses) and reducing \$10,000 from other contractual services. RO #91222 (Controller) Finance

Monday, May 18, 1992

File 97-92-30. [Cost Recovery - Parking and Traffic] Amending Administrative Code by adding Sections 10B.16 through 10B.20 thereto, providing for recovery of costs for additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic. (Department of Parking and Traffic) Finance

File 97-92-31. [Fees Increase - County Clerk] Amending Administrative Code by adding Section 8.33, authorizing the County Clerk to increase fees otherwise set by State Law to reflect the actual cost of providing certain records and services. (Superior Court) Finance

Resolutions Referred to Committee

File 19-92-7. [Parking Regulations] Enacting parking regulations, "No Parking Anytime" on Bessie Street, south side, between Manchester and Folsom Streets. (Department of Parking and Traffic) Economic and Social Policy

File 20-92-8. [Traffic Regulations] Enacting traffic regulations, "One-Way Street" on Bessie Street, between Manchester and Folsom Streets, eastbound. (Department of Parking and Traffic) Economic and Social Policy

File 25-92-15. [Contracting Out City Services] Concurring with the Controller's certification that computer programming services to the Department of the Board of Supervisors' Legislative Index System can be practically performed by private contractor for lower cost than similar work performed by City and County employees. (Board of Supervisors) Finance

File 25-92-16. [Contracting Out City Services] Concurring with the Controller's certification that janitorial services at the Ferry Building and surrounding areas, the Agricultural Building, the Cruise Ship Terminal and at various Port piers can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Port) Finance

File 25-92-17. [Contracting Out City Services] Concurring with the Controller's certification that security services for the Port of San Francisco can be practically performed by private contractor at lower cost than similar work services performed by City and County employees. (Port) Finance

File 25-92-18. [Contracting Out City Services] Concurring with the Controller's certification that stationary engineering services can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Finance

File 28-92-7. [Emergency Repair] Authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace the damaged ceramic fiber insulation of the waste gas flares at the Southeast Water Pollution Control Plant with high temperature insulating brick - \$51,150. (Department of Public Works) Finance

Monday, May 18, 1992

File 38-92-7.1. [Gift Acceptance - SF Foundation] Authorizing the Mayor's Office to accept miscellaneous computer equipment valued at \$36,680 from the San Francisco Foundation for use by the Mayor's Budget Office and the Mayor's Office of Economic Planning and Development. (Mayor) Finance

File 38-92-14. [Acceptance of Gift] Accepting a gift to the San Francisco Public Library of a Bookmobile, valued at \$113,000, from the Friends of the San Francisco Public Library. (Public Library) Finance

File 38-92-15. [Acceptance of Gift] Accepting a gift from the Library Foundation of San Francisco for videotape preservation services and equipment valued at \$18,962, to be used to clean and reformat the Peter Adair Videotape Collection already donated to the Library's Gay/Lesbian Center. (Public Library) Finance

File 38-92-16. [Acceptance of Gift] Accepting a gift from the Library Foundation of San Francisco of books, periodicals, manuscripts, correspondence and photographs from the collection of Barbara Grier and Donna McBride, valued at \$400,000, to be donated to the Library's Gay/Lesbian Center. (Public Library) Finance

File 48-92-10. [Settlement of Claim] Approving the settlement of the unlitigated claim of Bay Area Rentals by payment of \$5,350.29. (City Attorney) Administration and Oversight

File 64-92-6. [Extension and Modification of Lease] Authorizing extension and modification of an existing lease of real property at 23rd and Illinois Streets, for the Public Utilities Commission, Municipal Railway. (Real Estate Department) Finance

File 130-92-2. [Anti-Drug Abuse Funds] Authorizing the Chief Adult Probation Officer of the City and County of San Francisco to retroactively apply for, accept and expend funds in the amount of \$22,875 made available through the Office of Criminal Justice Planning for a project entitled "County Master Plan, Criminal Justice System Assistance Program. (Mayor) Finance

File 138-92-1. [Office of Criminal Justice Planning Funding] Authorizing the District Attorney of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$125,000 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Office Major Narcotic Vendor Program", for the twelve month period July 1, 1992 through June 30, 1993. (Mayor) Finance

File 143-92-1. [Office of Criminal Justice Planning Funding] Authorizing the Chief of Police of the City and County of San Francisco to apply for, accept and expend fund in the amount of \$110,000 made available through the Office of Criminal Justice Planning for a project entitled "Crime Prevention Expansion Project, Mission Corridor"; and agreeing to provide cash match in the amount of \$12,222 dollars. (Police Commission) Finance

File 148-92-2. [Grant - Federal Funds] Authorizing the Director of

Monday, May 18, 1992

Public Works to apply for, accept and expend \$8,200,000 in Federal funds for seismic retrofitting, modifications and rehabilitation of various bridges in San Francisco. (Department of Public Works) Finance

Referred to Board

File 170-92-3.1. [General Obligation Bonds] Draft resolution awarding bonds and fixing definitive interest rates for \$6,100,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992A (Public Safety Improvement Project, 1989); \$6,100,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992B (Police Facilities Improvement Projects); \$58,860,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992C (Public Safety Improvement Projects, 1990) and \$84,500,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992D (Library Facilities Project). (City Attorney) To Board May 20, 1992 Special Meeting

Referred to Committee

File 198-92-1. [Conservatorship Investigation Fees] Increase assessments for investigations in conservatorship cases as provided in Probate Code Section 1851.5 from \$210 to \$384. (Superior Court) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that a letter be sent to the Mayor, the City Attorney, and the Police Commission urging that before any offers of reinstatement or city employment be considered for Richard Hongisto, that all legally permissible documents, transcripts, tapes and evidence be released to the public relating and occurring at the closed Police Commission hearing on May 14, 1992 that resulted in a 5-0 vote to discuss Richard Hongisto as Police Chief.

By Supervisors Gonzalez, Kennedy and Hsieh, that the City Attorney prepare legislation which would impose a .50 cent surcharge on Opera, Ballet & Symphony tickets, as well as other performing arts companies using city-owned facilities (i.e., Louise K. Davies Symphony Hall, Opera House, Civic Auditorium, etc.). The proceeds from this surcharge would be used to supplement the City's General Fund and assist the City in being able to provide \$600,000 to support the SFUSD's Music Program for K-12 students.

By Supervisor Kennedy, that letter be sent to the Executive Director, Parking and Traffic Commission requesting that before issuing permits for street closings that handicap access will be a part of the review.

Monday, May 18, 1992

By Supervisor Kennedy, that a letter be sent to Director, Real Estate Department regarding property that the City and County of San Francisco owns and rents out property rented to various departments. How much do we pay? How much do we collect in rent?

By Supervisor Kennedy, that the City Attorney prepare an ordinance that will rezone and identify areas in San Francisco to build backroom office space to be used to entice businesses who need that type of space to remain in San Francisco or relocate in San Francisco.

By Supervisor Kennedy, that a letter be sent to the Executive Director, Parking and Traffic Commission regarding the parking permits for The Heritage Retirement Home. (See attached letter)

By Supervisor Kennedy, that the City Attorney prepare legislation which would amend the San Francisco Administrative Code 12.D, to allow equal access for all subcontracting MBE/WBE/LBE architects and engineers seeking city contracts.

By Supervisor Kennedy, that a letter be sent to Helen Dowden, Legislative Advocate and the Controller requesting that a report be submitted to the Board of Supervisors on the Trial Court Funding revenues for County Funding formula allocation and the Realignment revenues on ACA 35.

By Supervisor Kennedy, that a letter be sent to Director, Health Department requesting that a report be made to the Board of Supervisors regarding issue of AIDS in San Francisco. What types of education and programs are provided to the citizens of San Francisco regarding the prevention of AIDS? Is San Francisco doing all that it can with its preventative measures? The statistics seem to be increasing from month to month.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Robert R. Gonzalez (Supervisor Shelley)
Sally Adams (Supervisor Gonzalez)
Harriet Opal (Supervisor Achtenberg)
Nanci Stern (Supervisors Achtenberg, Migden)

File 2-92-20

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:40 p.m. adjourned.

Monday, May 18, 1992

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Wednesday, May 20, 1992

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Wednesday, May 20, 1992 - 1:30 p.m.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Conroy, Gonzalez, Kennedy, Maher - 4.

Quorum present.

Supervisor Maher was noted present at 1:48 p.m.

From the Clerk

Adopted

[General Obligation Bonds]
Resolution awarding bonds and fixing definitive interest rates for \$6,100,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992A (Public Safety Improvement Project, 1989); \$6,100,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992B (Police Facilities Improvement Projects); \$58,860,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992C (Public Safety Improvement Projects, 1990) and \$84,500,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1992D (Library Facilities Project). (City Attorney)

File 170-92-3.1, Resolution No. 377-92

Wednesday, May 20, 1992

Report from Controller

The Controller reported that at 10:00 a.m. today, a total of three bids were received relating to the sale of the above bonds as follows:

	<u>TIC PERCENTAGE RATE</u>	<u>TOTAL INTEREST COST</u>
Bank of America NT & SA	6.0895%	\$113,271,266.86
Lehman Brothers	6.15044%	\$114,859,353.60
Paine Webber Inc.	6.1189%	\$113,953,643.13

He recommended that the bid award be given to Bank of America NT & SA and Associates.

The roll was called on the pending resolution awarding bonds to Bank of America and it was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Hallinan, Hsieh, Maher, Migden, Shelley - 7.

Absent: Supervisors Britt, Conroy, Gonzalez, Kennedy - 4.

ADJOURNMENT

There being no further business, the Board at the hour of 1:48 p.m. adjourned.

John L. Taylor, Clerk

Wednesday, May 20, 1992

Approved by the Board of Supervisors on February 1, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors







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Tuesday, May 26, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, May 26, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Alioto, Conroy, Kennedy - 3.

Quorum present.

Supervisor Alioto was noted present at 2:17 p.m.

Supervisor Conroy was noted present at 2:17 p.m.

Supervisor Kennedy was noted present at 2:34 p.m.

Supervisor Kennedy Excused

The Clerk announced that Supervisor Kennedy requested to be excused from attendance because of a medical appointment until her arrival.

Supervisor Maher, seconded by Supervisor Hallinan, moved to excuse Supervisor Kennedy from attendance until her arrival.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Tuesday, May 26, 1992

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Hallinan, seconded by Supervisor Maher, moved that the Journals of Proceedings for Monday, September 9 and 16, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's approval that security guard services can be practically performed at 450 McAllister Street by private contractor for lower cost than similar work services performed by City and County employees, commencing July 1, 1992. (Department of Public Works)

File 25-92-14, Resolution No. 421-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, to accept and expend a grant of \$1,053,333, from the State Office of Health Services for breast and cervical cancer screening and diagnostic services; waiving indirect costs. (Department of Public Health)

File 146-92-10.1, Resolution No. 418-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Laguna Honda Hospital, to apply for, accept and expend a grant of \$35,600, from the State of California, Department of Transportation (CALTRANS) for handicapped transportation services to the residents of San Francisco; waiving indirect costs. (Department of Public Health)

File 146-92-32, Resolution No. 419-92

Tuesday, May 26, 1992

Adopted.

Recommendations of Economic and Social Policy Committee

Finally Passed

[Building Code]

Ordinance amending the Building Code, by amending various sections, and adding the following new sections to the Code: Application of Code Requirements to Existing Buildings and Structures, Boards and Committees, Reclaimed Water Projects, Definition of "Dwelling Unit", Openings Between Buildings, Code Revisions; Departmental Rules and Regulations, Board of Examiners Procedures, Application Processing, Plans and Specifications, and Permit Issuance, Inspections, Certificate of Occupancy, Requirements Based on Occupancy, Requirements Based on Type of Construction, Engineering Regulations - Quality and Design of Materials of Construction, Exiting Requirements; Fire Escapes, Fire-extinguishing Systems; Fire-resistive Standards for Fire Protection, General, Requirements Based on Occupancy, Requirements Based on Type of Construction, Engineering Regulations - Quality and Design of Materials of Construction, Exiting Requirements; Fire Escapes, Fire-resistive Standards for Fire Protection, Installation of Wall and Ceiling Coverings, Elevators, Uniform Building Code Standards, Protective Signaling Systems. (Department of Public Works)

File 114-92-1.1, Ordinance No. 156-92

Finally passed.

[Building Code]

Ordinance amending Building Code, by adopting by reference the 1991 Uniform Building Code, as amended by the California Building Code, and making applicable to it all previously adopted San Francisco amendments to the California Building Code; effective date of July 1, 1992. (Department of Public Works)

File 114-92-3, Ordinance No. 157-92

Finally passed.

[Housing Code]

Ordinance amending Housing Code, to include self-closers on certain hotel doors as a retroactive requirement, to properly place an exception to passageway lighting in the subsection on artificial light, to clarify hotel bath and toilet standards, and to provide for adopting standards for residential energy conservation. (Department of Public Works)

File 125-92-1.1, Ordinance No. 160-92

Tuesday, May 26, 1992

(Amends Sections 206, '04, 505, and 1217.)

Finally passed.

[Housing Code]

Ordinance amending Housing Code, by adopting by reference the 1991 Uniform Housing Code, as amended by the California Housing Code, and making applicable to it all previously adopted San Francisco amendments to the California Housing Code; effective date of July 1, 1992. (Department of Public Works)

File 125-92-2, Ordinance No. 161-92

Finally passed.

[Plumbing Code]

Ordinance amending Plumbing Code, by adopting by reference the 1991 Uniform Plumbing Code, as amended by the California Plumbing Code, and making applicable to it all previously adopted San Francisco amendments to the California Plumbing Code; effective date of July 1, 1992. (Department of Public Works)

File 120-92-1, Ordinance No. 158-92

Finally passed.

[Mechanical Code]

Ordinance amending Mechanical Code, by adopting by reference the 1991 Uniform Mechanical Code, as amended by the California Mechanical Code, and making applicable to it all previously adopted San Francisco amendments to the California Mechanical Code; effective date of July 1, 1992. (Department of Public Works)

File 122-92-1, Ordinance No. 159-92

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Tuesday, May 26, 1992

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Economic and Social Policy Committee

Finally Passed

[MBE/WBE and Local Business]

Ordinance amending Administrative Code, relating to the procurement of goods and services and the award of public contracts by the City and County from Minority Business Enterprises, Women Business Enterprises, and Local Business. (Supervisors Kennedy, Hsieh, Gonzalez, Hallinan, Alioto, Shelley, Migden, Achtenberg)

File 284-92-2, Ordinance No. 155-92

(Amends Sections 12D.1, 12D.5, 12D.6, 12D.7, 12D.8, 12D.9, 12D.10, 12D.11, 12D.15 and 12D.19; Adds Section 12D.2-1.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

In connection with the above item, Supervisor Achtenberg requested to be added as co-sponsor.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Employee Benefits]

Ordinance amending Administrative Code, voluntary employee benefits, cafeteria plan benefits, and organizations for which deductions can be made to reflect changes made in implementing an employer-paid dental program. (Supervisor Gonzalez)

File 97-92-28, Ordinance No.

(Amends Sections 16.904, 16.905, and 16.93.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Tuesday, May 26, 1992

Absent: Supervisor Kennedy - 1.

[Fees for Tax Sale List]

Ordinance amending Administrative Code, to charge a fee of twenty dollars (\$20.00) to defray the cost of mailing copies of the list containing all tax defaulted real estate parcels which are included in an impending sale of tax defaulted real estate. (Tax Collector)

File 97-92-32, Ordinance No.

(Adds Section 8.34.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Adopted

[Tax Sale]

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Tax Collector)

File 166-92-3, Resolution No. 429-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Passed for Second Reading

[Permit Agreement to Use City Property]

Ordinance authorizing the Cirque Du Soleil ("Circus") to use City-owned property (southerly of King Street, between Fourth and Fifth Streets [Lot 3, Block 3796]); and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 172-92-9, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Tuesday, May 26, 1992

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, Tuberculosis Control Division, to accept and expend retroactively, a grant of \$508,860, which includes indirect costs in the amount of \$47,827 based on twenty percent of salaries, from the Department of Health and Human Services for the Tuberculosis Control Project. (Department of Public Health)

File 146-92-4.1, Resolution No. 417-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, STD Control Division, to accept and expend a grant of \$140,591, which includes indirect costs in the amount of \$12,781, based on ten percent of the project's total direct costs, from the Centers for Disease Control for development of a computer-based quality assurance system. (Department of Public Health)

File 146-92-19.1, Resolution No. 425-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Homeless Programs, to accept and expend as sub-grantee an augmentation to a grant of \$299,433 from the Community Clinic Consortium of federal public health services funds for primary health care and substance abuse services including a required match of thirty-three percent of the total project or \$149,717; waiving indirect costs, and providing for ratification of action previously taken. (Department of Public Health)

File 146-92-30, Resolution No. 426-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Tuesday, May 26, 1992

Absent: Supervisor Kennedy - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, MIA Program, to apply for, accept and expend retroactively the fiscal year 1991-92 allocation of up to \$2,500,000, which includes indirect costs of twenty percent of personnel costs, from the State Department of Health Services for Legalized Indigent Medical Assistance (LIMA) funds under the Immigration Reform and Control Act (IRCA). (Mayor)

File 146-92-31, Resolution No. 427-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Library to apply retroactively, for funds not to exceed \$85,000 available through the U.S. Department of Education from the Library Services and Construction Act (LSCA) for the purchase of foreign language materials for the fiscal year 1992-93; waiving indirect costs. (Public Library)

File 147-92-3, Resolution No. 428-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Recommendation of Finance Committee

Adopted

[Water Rates - Finding]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed schedule of rates to be charged by the San Francisco Water Department for water supplied to its suburban resale customers. (Public Utilities Commission)

File 142-92-1, Resolution No. 423-92

Adopted by the following vote:

Tuesday, May 26, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

From Finance Committee
With Recommendation "DO NOT PASS"

Refused Adoption

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the San Francisco Water Department for water service and water supplied to its suburban resale customers; companion measure to File 142-92-1. (Public Utilities Commission)

File 142-92-1.1, Resolution No.

Refused adoption by the following vote:

Noes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Recommendation of Finance Committee

Adopted

[Water Rates - Finding]

Resolution making a finding that no tax subsidy will be required by the San Francisco Water Department by reason of approval of a proposed schedule of rates to be charged by the San Francisco Water Department for retail water service in San Francisco and suburban areas. (Public Utilities Commission)

File 142-92-2, Resolution No. 424-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

From Finance Committee
With Recommendation "DO NOT PASS"

Refused Adoption

Tuesday, May 26, 1992

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-21, Resolution No. 414-92

(Philip Armour, member, Commission on the Aging, May 29 - June 28; Gretchen Belli, member, Film and Video Arts Commission, May 13 - 17; Nancy Boas, member, Art Commission, May 12 - June 16; Rand Castile, Director, Asian Art Museum, May 2 - 12 and 14 - 18; Sidney Chan, member, Recreation and Park Commission, May 29 - June 2; Richard D. Cordova, Executive Administrator, General Hospital, June 18 - 21; Steven Coulter, Library Commission President, May 26 - 30 and June 14 - 17; Libby Denebeim, member, Board of Education, May 14 - 23; David C. Detrick, member, Police Commission, May 22 - 26; Kenneth E. Dowlin, City Librarian, June 11 - 12; Leonard Graff, member, Human Rights Commission, May 14 - 18; Michael P. Huerta, Executive Director, Port, June 17 - 19; James D. Jefferson, member, Public Utilities Commission, May 13 - 18; Sue Sommer Loos, member, Recreation and Park Commission, June 2 - 10; Julia I. Lopez, General Manager, Department of Social Services, June 1 - 3; Pierre Ludington, member, Health Commission, May 20 - 26; JoAnne Miller, member, Board of Education, May 9 - 16; Harry S. Parker, III, Director, Fine Arts Museums, May 22 - 25 and June 4 - 9; Ed Powell, member, Film and Video Arts Commission, June 19 - 24 and August 1 - 31; Louise Renne, City Attorney, May 22 - 31; Dodie Rosekrans, member, Art Commission, May 26 - June 4; Roselyne C. Swig, member, Library Commission, May 23 - 31; Ray Tellas, member, Film and Video Arts Commission, August 9 - 31; L.A. Turpen, Director of Airports, June 17 - 28; Sidney Unobskey, President, City Planning Commission, May 15 - 19; David Yoder, member, Film and Video Arts Commission, June 8 - 14 and August 1 - 31, 1992.)

Adopted.

Tuesday, May 26, 1992

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Recommendations of City Services Committee

Consideration Continued

[Business Advisory Commission]
Ordinance repealing existing provisions of Administrative Code, abolishing the Bureau of Small Business and Small Business Advisory Commission, and establishing a Business Advisory Commission within the Mayor's Office of Economic Planning and Development. (Small Business Advisory Commission)

File 97-92-19, Ordinance No.

(Repeals Article XIII, Chapter 5.)

Supervisor Britt, seconded by Supervisor Migden, moved to continue consideration to June 8, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Kennedy - 1.

[Commendation - Green Ribbon Panel]
Resolution commending the Green Ribbon Panel of the San Francisco Small Business Advisory Commission, urging the Mayor to fund the Green Ribbon Panel at \$45,000 for the 1992-93 fiscal year if and when the responsibilities of the Small Business Advisory Commission are transferred to the Business Advisory Commission within the Mayor's Office of Economic Planning and Development, and to present the Board of Supervisors with a detailed work plan for the Green Ribbon Panel at the City Services meeting of June 16, 1992. (Supervisor Achtenberg)

File 6-92-6, Resolution No. 416-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Tuesday, May 26, 1992

Amendment of the Whole, as further amended, adopted;
Rereferred to Committee with Pending Amendment

[Smoking Prohibition]

Ordinance amending Health Code, to prohibit smoking on enclosed property owned or leased by the City and County with certain exceptions. (Supervisor Alioto)

File 118-92-4, Ordinance No.

(Amends Sections 1008.2 and 1008.3.)

Supervisor Alioto, seconded by Supervisor Migden, moved an amendment of the whole bearing same title.

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to amend the pending amendment of the whole "to permit smoking in lobbies of public buildings used for sports and entertainment events".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Supervisor Alioto, seconded by Supervisor Kennedy, moved to further amend the pending amendment of the whole by amending Section 1008.2.5(c) to include any restaurant on any City and County property.

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

The roll was called on the pending amendment of the whole, as further amended, and it was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

The City Attorney was requested to prepare the appropriate language.

Supervisor Hsieh, seconded by Supervisor Maher, moved an amendment which would permit convention facilities users to provide smoking areas and to designate a smoking area in the lobby.

Tuesday, May 26, 1992

Supervisor Maher, seconded by Supervisor Hallinan, moved to rerefer to Committee with pending amendment.

Motion to rerefer with pending amendment adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Passed for Second Reading

[Mission Bay Hazardous Materials Investigation and Remediation Program]
Ordinance amending Administrative Code, creating a Citizens Advisory Committee to monitor and report to the Board of Supervisors on implementation of the Mission Bay Hazardous Investigation and Remediation Program. (Supervisor Alioto)

File 255-92-1, Ordinance No.

(Adds Article XV, Sections 5.140 - 5.144.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following:

Jane Doe.

There being no one else wishing to speak, the Chair declared the public comment period closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Shelley requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Tuesday, May 26, 1992

Referred to Committee

[Workers Bill of Rights]

Resolution establishing a Workers Bill of Rights and calling upon local government to develop an agency together with the Labor Council for retaining and creating union jobs in San Francisco. (Supervisors Shelley, Gonzalez)

File 176-92-2, Resolution No.

(May 18, 1992 - Introduced in Board for consideration May 26, 1992.)

At the request of Supervisor Shelley referred to Economic and Social Policy Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Street Closing]

Resolution authorizing temporary closing of a portion of Harkness Avenue, for neighborhood crime prevention fair sponsored by El Dorado School Neighborhood Betterment Council. (Supervisor Migden)

File 42-92-20, Resolution No. 422-92

(Harkness Avenue, between San Bruno Avenue and Brussels Street on Saturday, June 20, 1992, 10:00 a.m. until 6:00 p.m.)

(May 18, 1992 - Introduced in Board for consideration May 26, 1992.)

Adopted.

[Office Space Allocation]

Motion approving the use of Room 253 by the Department of Public Works in exchange for the use of Room 259 by the Transportation Authority. (Supervisor Gonzalez)

File 54-92-2

(May 18, 1992 - Introduced in Board for consideration May 26, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Tuesday, May 26, 1992

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the San Francisco Water Department for retail water service in San Francisco and suburban areas; companion measure to File 142-92-1. (Public Utilities Commission)

File 142-92-2.1, Resolution No.

Refused adoption by the following vote:

Noes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Adopted

[Release of Funds]

Motion releasing reserve in the amount of \$333,392, for Juvenile Probation Department, to cover local share costs not eligible for state funds, for various capital improvement projects. (Juvenile Probation Department)

File 101-91-56.1

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Recommendations of City Services and Finance Committees

Passed for Second Reading

[Hazardous Materials]

Ordinance amending Health Code, to conform hazardous materials regulations to Federal and State laws regulating the handling of hazardous materials, including underground storage tanks, by business establishments, impose additional stricter local requirements in accordance with California Health and Safety Code Sections 25299.2 and 25500, and incorporate by reference Article 11.9 of Chapter 6.5, Chapter 6.7, Chapter 6.75, and Chapter 6.95 of Division 20 of California Health and Safety Code; Section 1910.1200 of Title 29, Appendix A of Part 355 of Title 40, Section 370.2 of Title 40 and Section 72.3 of Title 42 of the Code of Federal Regulations; and Section 12000 of Title 22 of the Code of California Regulations. (Supervisor Alioto)

File 128-92-1, Ordinance No.

(Repeals Article 21 and Adds new Article 21.)

Tuesday, May 26, 1992

[Salary Standardization]

Motion extending to and including June 22, 1992, the date for second reading, and to and including June 29, 1992, the date for final adoption, of the Salary Standardization Ordinance for registered nurse classifications subject to the provisions of Section 8.403 of the City Charter. (Supervisor Hallinan)

File 103-92-1.1

Adopted.

(The Immediate Adoption Calendar includes the following additional resolution submitted after preparation of the calendar.)

Adopted

[Commend]

Resolution recognizing the contributions of Jean Crosby to the San Francisco Community. (Supervisors Achtenberg, Migden, Britt presented.) Adopted.

File 6-92-7, Resolution No. 415-92

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Boards and Commissions Public Testimony]

Ordinance amending Administrative Code by repealing Section 16.5-1 relating to public testimony at boards and commissions. (Supervisor Maher presented.) Referred to City Services Committee.

File 97-92-33

Tuesday, May 26, 1992

[Gift]

Resolution accepting a gift from the Business Community of San Francisco of artistic painting services valued at \$24,000 for the decorative painting of temporary plywood surfaces in and adjacent to the main rotunda of San Francisco City Hall. (Supervisor Conroy presented.) Referred to Finance Committee.

File 38-92-17

Referred to Board

[Grant]

Resolution authorizing the Public Utilities Commission Bureau of Energy Conservation to apply for and accept no-cost engineering and technical assistance from the California Energy Commission. (Supervisor Britt presented.) Referred to Board June 1, 1992 For Adoption Without Committee Reference Calendar.

File 94-92-2

Referred to Committee

[Redevelopment Agency Budget]

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1992-93. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 161-92-2

[Central Freeway]

Resolution declaring it to be the policy of the City and County of San Francisco not to build any new ramps to replace the demolished sections of the Central Freeway; requesting an expeditious resolution of funding for surface-level transportation improvements; urging the Mayor to convene a task force to plan land use and transportation needs for the Hayes Valley and Western Addition neighborhoods. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee.

File 171-92-3

Referred to Board

[Report - Lease between the Navy and the City and County]

Report from Real Estate Department and the Mayor's Office of Economic Development on the status of negotiations of the lease between the Navy and the City and County of San Francisco, to include but not be limited to an analysis of the impediment of the negotiations at this time. Scheduled for Board meeting of June 1, 1992, as a special order of business at 2:00 p.m., by direction of the President at the request of Supervisor Kennedy.

File 225-92-1

Tuesday, May 26, 1992

[Report - Closure of Recreational Centers]
Report from Recreation and Park Department, concerning reasons for closure of recreational centers located around public housing and whether there are plans to reopen these centers. Scheduled for Board meeting of June 1, 1992, as a special order of business at 2:00 p.m., by direction of the President at the request of Supervisor Kennedy.

File 193-92-3

Requests for Hearings

File 161-92-3, By Supervisor Kennedy: To consider how the Redevelopment Agency plans to distribute \$5 million allocated for economic development. Referred to Finance Committee.

File 185-92-2, By Supervisors Achtenberg, Kennedy: To consider the specific plans to expend Proposition J, Children's Funds, by the Recreation and Park Department, Department of Social Services, Department of Public Health, the Library and the Private Industry Council. Referred to Finance Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-91-67. [Government Funding] Appropriating \$12,662,437, Public Health, Laguna Honda Hospital and San Francisco General Hospital, for various purposes, rescinding \$55,000 from permanent salaries-miscellaneous, \$41,258 from professional services, \$214,123 from medical services contract. (Controller) Finance

File 101-91-68. [Government Funding] Appropriating \$184,000, Police Department, for medical services. (Controller) Finance

File 101-91-69. [Government Funding] Appropriating \$5,888,460, Retirement System, various departments, for services of other departments - Workers Compensation, reducing \$27,338 from permanent salaries. (Controller) Finance

File 101-91-70. [Government Funding] Appropriating \$509,000, Sheriff Department, for materials and supplies; releasing reserve of \$101,301 from permanent salaries. (Controller) Finance

File 101-91-71. [Government Funding] Appropriating \$943,616, Department Public Health, for permanent salaries-miscellaneous, mandatory fringe benefits, professional services, medical services contracts and EDP service - EIPSC and Prop J/CSC. (Controller) Finance

File 101-91-72. [Government Funding] Appropriating \$42,464, Department of Parking and Traffic, for permanent salaries and related mandatory fringe benefits, for the creation of three positions. (Controller) Finance

Tuesday, May 26, 1992

File 101-91-73. [Government Funding] Appropriating \$44,573, Juvenile Probation, for professional services. (Controller) Finance

File 27-92-2. [Airport - Lease Modifications] Approving Modification No. 5 lease and use agreement between USAIR, Inc., and City and County of San Francisco acting by and through its Airports Commission. (Airports Commission) Finance

File 36-92-3.1. [Zoning Map Change] Adopting changes in the height and bulk classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the block bounded by Berry, Fourth and Third Streets and China Basin Channel, Assessor's Block 3803, from a 40-X to a 60-X District and adopting findings pursuant to Section 101.1. (Department of City Planning) Economic and Social Policy

File 45-92-24. [Settlement of Lawsuit] Authorizing settlement of litigation of David Chan, et al., v. City and County of San Francisco, et al. by payment of \$10,640. (City Attorney) Administration and Oversight

File 45-92-25. [Settlement of Lawsuit] Authorizing settlement of litigation of James Pan against the City and County of San Francisco by payment of \$16,829.40. (City Attorney) Administration and Oversight

File 45-92-26. [Settlement of Lawsuit] Authorizing settlement of litigation of Michael B. Davis against the City and County of San Francisco by payment of \$17,500. (City Attorney) Administration and Oversight

File 62-92-2. [Japanese Tea Garden Gift Shop and Tea House Lease] Approving a ten-year lease with Frederick Lo and Peter Fong, a partnership, for establishing and operating a gift shop and tea house concession at the Japanese Tea Garden in Golden Gate Park, San Francisco, California. (Recreation and Park Department) Finance

Resolutions Referred to Committee

File 36-92-3. [Final Negative Declaration] Adopting Final Negative Declaration, finding and determining that adopting changes in the Height and Bulk Classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the block bounded by Berry, Fourth and Third Streets and China Basin Channel, Assessor's Block 3803, 109 Berry Street, from a 40-X to a 60-X District will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; companion measure to File 36-92-3.1. (Department of City Planning) Economic and Social Policy

File 40-92-4. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "S" in the Duboce Triangle area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Economic and Social Policy

Tuesday, May 26, 1992

File 64-92-7. [Extension of Lease] Authorizing extension of month-to-month rental agreement and lease of real property required by the Public Utilities Commission at 100 McAllister Street from the University of California, Hastings College of Law. (Real Estate Department) Finance

File 64-92-8. [Lease of Property] Authorizing renewals and extensions of certain existing leases of real property required by the Department of Public Health and Sheriff. (Real Estate Department) Finance

File 168-92-1. [Park and Open Space Fund] Concurring with general recommendations on the Park and Open Space Fund for fiscal year 1992-93, reserving approval or disapproval on specific acquisitions. (Recreation and Park Commission) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Shelley, that letter of inquiry be sent to Director of Planning, concerning the Fisherman's Wharf area amendments to the Master Plan and zoning regulations, to determine when the study is expected to be completed and when it will go before the Planning Commission and any other appropriate bodies for adoption.

By Supervisor Achtenberg, that City Attorney prepare ordinance regarding the filing of campaign finance reports via computer disk at the Registrar of Voters office.

By Supervisor Alioto, that letter be sent to the Tax Collector inquiring into procedures used to determine the amount of funds due from City businesses under the payroll tax and efforts to discover fraud, in particular, what is done to identify firms which hide payroll or provide non-financial remuneration in order to avoid payment of payroll taxes.

By Supervisor Alioto, that Budget Analyst prepare report analyzing the revenue potential by instituting an airport departure tax.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Anne Heller (Supervisor Gonzalez)

File 2-92-21

Unanimously adopted by a rising vote.

Tuesday, May 26, 1992

ADJOURNMENT

There being no further business, the Board at the hour of 3:22 p.m. adjourned.

John L. Taylor, Clerk

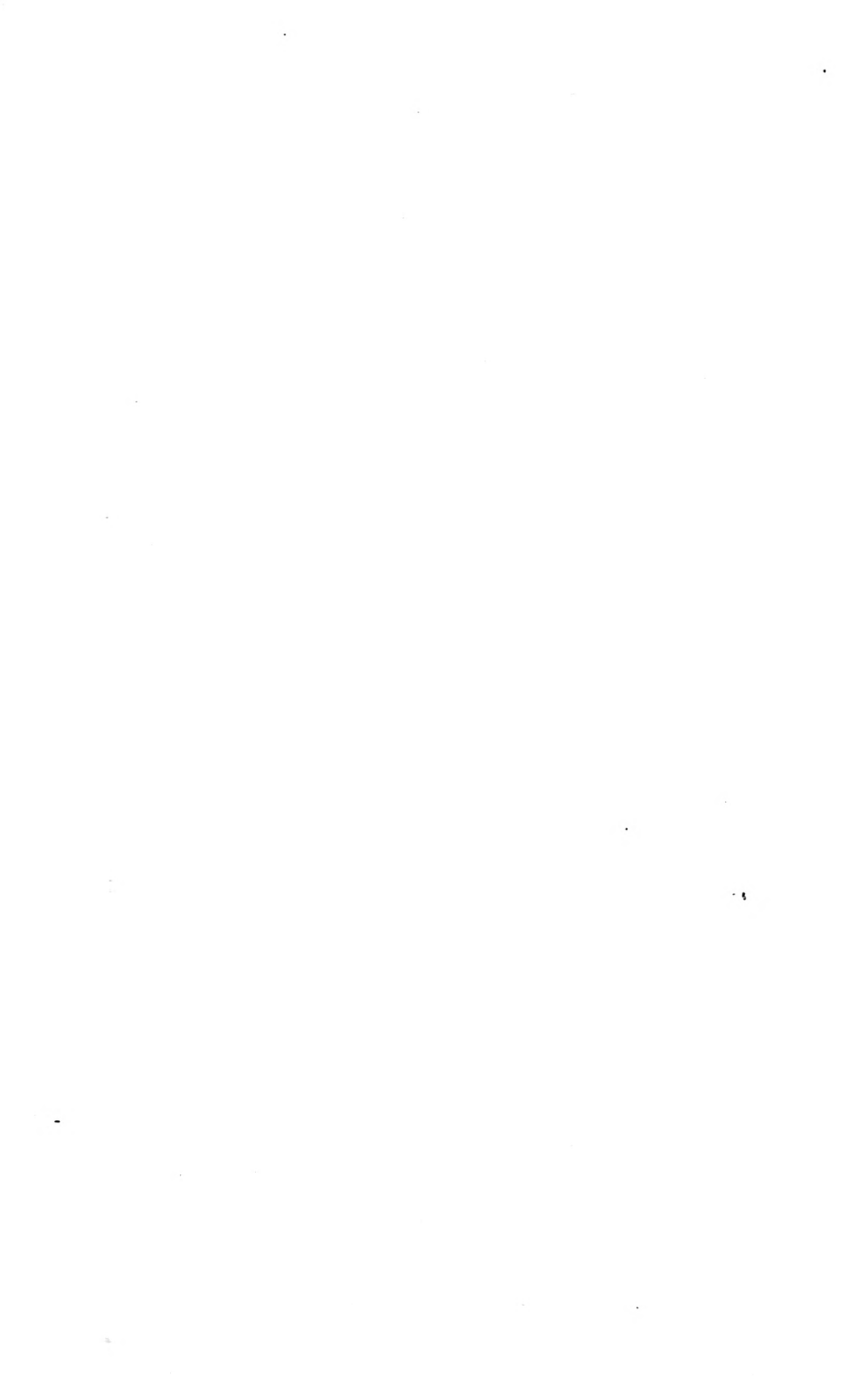
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, May 26, 1992

Approved by the Board of Supervisors on February 1, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors





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Vol. 87

No. 22

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Monday, June 1, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 1, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Shelley - 9.

Noted absent at first roll call:

Supervisors Alioto, Migden - 2.

Quorum present.

Supervisor Alioto was noted present at 2:12 p.m.

Supervisor Migden was noted present at 2:12 p.m.

Presentation of Guests

Supervisor Kennedy introduced and welcomed the 8th Grade class from Sacred Heart Elementary School.

Supervisor Gonzalez introduced and welcomed a visiting delegation from Japan.

Presentation of Budget

Referred to Committee

Mayor Frank M. Jordan appeared, addressed the Board members and presented the 1992-93 Budget for the City and County of San Francisco.

File 100-92-1

The President referred the item to Finance Committee.

Monday, June 1, 1992

SPECIAL ORDER - 2:00 P.M.

From the Board

Report Received

Report from Real Estate Department and the Mayor's Office of Economic Development on the status of negotiations of the lease between the Navy and the City and County of San Francisco, to include, but not be limited to, an analysis of the impediment of the negotiations at this time. (Supervisor Kennedy)

File 225-92-1

The Director of Property, in his letter dated May 29, 1992, advised that the staff of the Redevelopment Agency has taken responsibility for this proposed lease and the Real Estate Department has not been involved in the negotiations (copy of which is on file with the Clerk of the Board of Supervisors).

The Director, Mayor's Office of Economic Development, appeared and gave his report (copy of which is on file with the Clerk of the Board of Supervisors).

SPECIAL ORDER - 2:00 P.M.

From the Board

Report Received

Report from Recreation and Park Department, concerning reasons for closure of recreational centers located around public housing and whether there are plans to reopen these centers. (Supervisor Kennedy)

File 193-92-3

The General Manager, Recreation and Park Department, appeared and gave her report which is summarized by letter dated May 29, 1992 and is on file with the Clerk of the Board of Supervisors.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Maher, seconded by Supervisor Achtenberg, moved that the Journal of Proceedings for Monday, September 23, 1991, be approved.

Motion carried by the following vote:

Monday, June 1, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Gonzalez - 1.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measures be severed from the Consent Calendar and considered separately.

Recommendations of Finance Committee

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that computer programming services to the Department of the Board of Supervisors' Legislative Index System can be practically performed by private contractor for lower cost than similar work performed by City and County employees. (Board of Supervisors)

File 25-92-15, Resolution No. 432-92

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Gonzalez - 2.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that janitorial services at the Ferry Building and surrounding areas, the Agricultural Building, the Cruise Ship Terminal and at various Port piers can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Port)

File 25-92-16, Resolution No. 434-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Gonzalez - 2.

Monday, June 1, 1992

[Contracting Out City Services]

Resolution concurring with the Controller's certification that security services for the Port can be practically performed by private contractor at lower cost than similar work services performed by City and County employees. (Port)

File 25-92-17, Resolution No. 435-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Gonzalez - 2.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that stationary engineering services can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-92-18, Resolution No. 436-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Gonzalez - 2.

Severed from Consent Calendar

Supervisor Hsieh requested that the following measures be severed from the Consent Calendar and considered separately.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of the Atchison, Topeka & Santa Fe Railway et al., v. State Board of Equalization et al., and other related pending litigation for \$503,186.42 plus, if paid after June 15, 1992, interest accrued from April 1, 1992, at the rate of seven percent per year. (City Attorney)

File 45-92-22, Ordinance No.

(U.S. District Court, Case No. C82-6030 DLJ, Master Consolidated Number C 81 4365 DLJ)

Passed for second reading by the following vote:

Monday, June 1, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Deleuw-Greeley-Hyman, J.V. v. City and County et al., by payment of \$380,000. (City Attorney)

File 45-92-23, Ordinance No.

(U.S. District Court, Case No. C91-0905 JPV.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Employee Benefits]

Ordinance amending Administrative Code, voluntary employee benefits, cafeteria plan benefits, and organizations for which deductions can be made to reflect changes made in implementing an employer-paid dental program. (Supervisor Gonzalez)

File 97-92-28, Ordinance No. 162-92

(Amends Sections 16.904, 16.905 and 16.93.)

Finally passed.

[Fees for Tax Sale List]

Ordinance amending Administrative Code, to charge a fee of twenty dollars (\$20.00) to defray the cost of mailing copies of the list containing all tax defaulted real estate parcels which are included in an impending sale of tax defaulted real estate. (Tax Collector)

File 97-92-32, Ordinance No. 163-92

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(Adds Section 8.34.)

Finally passed.

[Permit Agreement to Use City Property]
Ordinance authorizing the Cirque Du Soleil ("Circus") to use City-owned property (southerly of King Street, between Fourth and Fifth Streets [Lot 3, Block 3796]); and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 172-92-9, Ordinance No. 165-92

Finally passed.

Adopted

[Emergency Repair]
Resolution authorizing the Director of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace the damaged ceramic fiber insulation on the waste gas flares at the Southeast Water Pollution Control Plant with high temperature insulating brick - \$51,150. (Department of Public Works)

File 28-92-7, Resolution No. 439-92

Adopted.

[Gift Acceptance - SF Foundation]
Resolution authorizing the Mayor's Office to accept miscellaneous computer equipment valued at \$36,680 from the San Francisco Foundation for use by the Mayor's Budget Office and the Mayor's Office of Economic Planning and Development. (Mayor)

File 38-92-7.1, Resolution No. 440-92

Adopted.

[Acceptance of Gift]
Resolution accepting a gift to the Public Library of a Bookmobile, valued at \$113,000, from the Friends of the Public Library. (Public Library)

File 38-92-14, Resolution No. 441-92

Adopted.

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[Acceptance of Gift]

Resolution accepting a gift from the Library Foundation of San Francisco for videotape preservation services and equipment valued at \$18,962, to be used to clean and reformat the Peter Adair Videotape Collection already donated to the Library's Gay/Lesbian Center. (Public Library)

File 38-92-15, Resolution No. 442-92

Adopted.

[Acceptance of Gift]

Resolution accepting a gift from the Library Foundation of San Francisco of books, periodicals, manuscripts, correspondence and photographs from the collection of Barbara Grier and Donna McBride, valued at \$400,000, to be donated to the Library's Gay/Lesbian Center. (Public Library)

File 38-92-16, Resolution No. 443-92

Adopted.

[Extension and Modification of Lease]

Resolution authorizing extension and modification of an existing lease of real property at 23rd and Illinois Streets, for the Public Utilities Commission, Municipal Railway. (Real Estate Department)

File 64-92-6, Resolution No. 446-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Adult Probation Department and Juvenile Probation Department to retroactively apply for, accept and expend \$140,273 in funds from the State of California Board of Corrections and Probation Officers Programs; stipulating adherence to standards of recruitment and training established by the Board of Corrections and waiving any indirect costs. (Supervisor Gonzalez)

File 130-92-1, Resolution No. 430-92

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Lloyd Hollie against the City and County, the Regents of the University of California, et al., by payment of \$20,000. (City Attorney)

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File 45-92-20, Ordinance No.

(Superior Court No. 897-816.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Dorothy Morales against the City and County, the Regents of the University of California et al., by payment of \$24,000. (City Attorney)

File 45-92-21, Ordinance No.

(Superior Court No. 923-159)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Mary Stratta by payment of \$29,555.20. (City Attorney)

File 48-92-9, Resolution No. 444-92

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Bay Area Rentals by payment of \$5,350.29. (City Attorney)

File 48-92-10, Resolution No. 445-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classifications A098 Financial Officer and 7140 Director, Parking and Traffic Operation in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-8, Resolution No. 447-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

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REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Passed for Second Reading as Amended

[Planning Fees]

Ordinance amending City Planning Code, to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning)

File 115-92-6, Ordinance No.

(Amends Sections 350, 352, 358, ((361,)) 364, 365, 367; adds new Sections 369, 370, 371, 372((, 373)) and renumbers Section 369 to ((374)) 371.)

Supervisor Hsieh, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Ordinance amending Part II, Chapter II, Article 3.5A of the San Francisco Municipal Code (City Planning Code) by amending Sections 350, 352, 358, 364, 365, 367 renumbering Section 369 to 371, and adding new Sections 369, 370, 371 to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

Recommendations of City Services and Finance Committees

Finally Passed

[Hazardous Materials]

Ordinance amending Health Code, to conform hazardous materials regulations to Federal and State laws regulating the handling of hazardous materials, including underground storage tanks, by

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business establishments, impose additional stricter local requirements in accordance with California Health and Safety Code Sections 25299.2 and 25500, and incorporate by reference Article 11.9 of Chapter 6.5, Chapter 6.7, Chapter 6.75, and Chapter 6.95 of Division 20 of California Health and Safety Code; Section 1910.1200 of Title 29, Appendix A of Part 355 of Title 40, Section 370.2 of Title 40 and Section 72.3 of Title 42 of the Code of Federal Regulations; and Section 12000 of Title 22 of the Code of California Regulations. (Supervisor Alioto)

File 128-92-1, Ordinance No. 164-92

(Repeals Article 21 and adds new Article 21.)

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Gonzalez - 2..

Finally Passed

[Mission Bay Hazardous Materials Investigation and Remediation] Ordinance amending Administrative Code, creating a Citizens Advisory Committee to monitor and report to the Board of Supervisors on implementation of the Mission Bay Hazardous Investigation and Remediation Program. (Supervisor Alioto)

File 255-92-1, Ordinance No. 166-92

(Adds Article XV, Sections 5.140 - 5.144.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$10,000, Police Department - Office of Citizen Complaints, for other current services (relocation expenses) and reducing \$10,000 from other contractual services; retroactive to April 1, 1992. (Controller)

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File 101-91-66, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Gonzalez - 3.

[Employee Health Coverage]

Ordinance amending the Administrative Code, approving Health Service System Plans and Rates of Contribution as adopted by the Health Service Board. (Supervisor Gonzalez)

File 97-92-29, Ordinance No.

(Amends Section 16.157.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

[Litter Enforcement]

Ordinance amending Police Code, to add one designated officer for the purpose of enforcing laws relating to littering. (Supervisors Shelley, Hsieh)

File 121-92-5, Ordinance No.

(Amending Section 38.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

Adopted

[Business License Renewal]

Resolution urging the Municipal Court to provide the Tax Collector with a regular, updated list of businesses that have outstanding litter violations, and directing the Clerk of the Board of Supervisors to transmit a copy of this resolution to the Municipal Court. (Supervisors Shelley, Kennedy, Hsieh)

File 12-92-21, Resolution No. 433-92

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Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Parking Fines]

Resolution urging the Municipal Court to impose a minimum penalty of \$23 within the traffic bail schedule for violation of prohibited parking for street cleaning, pursuant to Section 37(c) of the Traffic Code. (Supervisors Shelley, Hsieh)

File 26-92-1, Resolution No. 437-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Street Sweeping]

Resolution urging the Chief Administrative Officer to urge the Director of Public Works to increase the frequency of mechanical street sweeping in the designated downtown areas and urging that the mechanical street sweeping program be expanded to include additional areas. (Supervisors Shelley, Kennedy, Hsieh)

File 26-92-2, Resolution No. 438-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Anti-Drug Abuse Funds]

Resolution authorizing the Chief Adult Probation Officer to retroactively apply for, accept and expend funds in the amount of \$22,875, made available through the Office of Criminal Justice Planning for a project entitled "County Master Plan, Criminal Justice System Assistance Program" which includes indirect costs in the amount of \$1,144 based on five percent of the total award. (Mayor)

File 130-92-2, Resolution No. 431-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Gonzalez - 3.

[Grant - Federal Funds]

Resolution authorizing the Director of Public Works to apply for, accept and expend \$6,560,000 in Federal funds for seismic retrofitting, modifications and rehabilitation of various bridges in San Francisco; placing \$5,500,000 on reserve. (Department of Public Works)

File 148-92-2, Resolution No. 453-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Britt, Gonzalez - 3.

[Neighborhood Beautification Fund]

Resolution urging the Chief Administrative Officer to institute a neighborhood outreach program to inform eligible groups of the Neighborhood Beautification Fund and to encourage them to apply for funding to purchase trash cans and steam-cleaning services. (Supervisors Shelley, Kennedy, Hsieh)

File 217-92-1, Resolution No. 454-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Renter Recycling Bags]

Resolution urging the Chief Administrative Officer to develop a component within the City's Recycling Program that would provide reusable bags, buckets or other mechanisms to renters for the purpose of collecting and depositing recyclable materials and urging that such provision be supported by a public/private partnership. (Supervisors Shelley, Kennedy, Hsieh)

File 217-92-2, Resolution No. 455-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

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Absent: Supervisors Conroy, Gonzalez - 2.

[Plaza Cleaning - Weekends]

Resolution urging the Chief Administrative Officer to urge the Director of Public Works to implement cleaning of the United Nations Plaza and Hallidie Plaza on weekends and holidays that fall on weekdays. (Supervisors Shelley, Kennedy, Hsieh)

File 217-92-3, Resolution No. 456-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Litter Prevention -- Covered Trucks]

Resolution urging the Mayor to urge the Chief of Police to enforce provisions of the California Vehicle Code that require vehicles transporting certain materials to be covered to prevent the material from spilling or falling from the vehicle. (Supervisors Shelley, Kennedy, Hsieh)

File 217-92-4, Resolution No. 457-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Public Education - Litter]

Resolution urging the Mayor and the Chief Administrative Officer to develop a coordinated public education campaign which encourages merchants and residents to keep the streets clean and informs the public about anti-littering laws and penalties. (Supervisors Shelley, Kennedy, Hsieh)

File 217-92-5, Resolution No. 458-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

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[Litter Reduction]

Resolution urging the Chief Administrative Officer to urge the Director of the Department of Public Works to increase the number of trash cans on city streets, and to examine the possibility of private sector funding for that purpose. (Supervisors Shelley, Kennedy, Hsieh)

File 217-92-6, Resolution No. 459-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Recycling Bin Hours]

Resolution urging the Chief Administrative Officer to consider introducing legislation that would limit the hours recycling bins may be left on the sidewalk. (Supervisors Shelley, Hsieh)

File 217-92-7, Resolution No. 460-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Illegal Dumping Fine]

Resolution urging the Municipal Court to increase the bail for illegal dumping of refuse from \$52 to \$500, and directing the Clerk to transmit a copy of this resolution to the Municipal Court. (Supervisors Shelley, Hsieh)

File 217-92-8, Resolution No. 461-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Neighborhood Litter Reduction]

Resolution urging the Department of Public Works to direct its resources so as to reduce litter in neighborhoods that are most affected. (Supervisors Shelley, Hsieh)

File 217-92-9, Resolution No. 462-92

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Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

Recommendations of Administration and Oversight Committee

Adopted

[Appointment]

Resolution appointing member to the Emergency Medical Care Committee, for the three-year term ending June 30, 1994. (Administration and Oversight Committee)

File 92-91-14, Resolution No. 630-91

(Dr. William J. Moriarty, Veterans Administration Medical Center, vice Dr. Joseph J. Calabro (U.S. Government Hospital), term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Appointment]

Resolution appointing member to the Delinquency Prevention Commission, for the unexpired portion of term ending December 31, 1992. (Administration and Oversight Committee)

File 92-92-2.1, Resolution No. 448-92

(Eric Ciasullo, vice Ron Albers, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Appointment]

Resolution appointing member to the City-Wide Alcoholism Advisory Board, for the unexpired portion of the term ending July 1, 1992. (Administration and Oversight Committee)

File 92-92-20, Resolution No. 450-92

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(Frank Spinelli, vice Thomas Mellon, Jr., resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

[Appointment]

Resolution appointing member to the City-Wide Alcoholism Advisory Board, for the unexpired portion of term ending July 1, 1993.
(Administration and Oversight Committee)

File 92-92-22, Resolution No. 451-92

(Philip Zamora, vice Zwazzi Sowo, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

Passed for Second Reading

[Consolidating Duties - Recorder/County Clerk]
Ordinance amending Administrative Code, consolidating the duties of the Office of the Recorder with those of the County Clerk.
(Recorder)

File 97-92-11, Ordinance No.

(Adds Section 16.3-8.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Gonzalez - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen;
Shelley Salieri;
John Rosen;
Eric, small business owner.

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FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Grant]

Resolution authorizing the Public Utilities Commission Bureau of Energy Conservation to apply for and accept no-cost engineering and technical assistance from the California Energy Commission.
(Supervisor Britt)

File 94-92-2, Resolution No. 452-92

(May 26, 1992 - Introduced in Board for consideration June 1, 1992.)

Adopted.

[Final Map Approval]

Motion approving final map of 100 Diana Street, being a resubdivision of Lot 2, in Assessor's Block 5407, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-12

(May 26, 1992 - Introduced in Board for consideration June 1, 1992.)

Adopted.

[Condominium Conversion Project]

Motion approving final map of 111 Buena Vista Avenue East, a condominium project being a resubdivision of Lot 21 in Assessor's Block 1258, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-13

(May 26, 1992 - Introduced in Board for consideration June 1, 1992.)

Adopted.

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[New Residential Condominium Project]

Motion approving final map of 1438 Filbert Street, a condominium project being a resubdivision of Lot 11 in Assessor's Block 523, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-14

(May 26, 1992 - Introduced in Board for consideration June 1, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Conroy, Maher, Migden - 5.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-22, Resolution No. 420-92

(Mayor Frank Jordan, June 1 - 2, 1992.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Britt, Conroy, Maher, Migden - 5.

OFF-CALENDAR LEGISLATION

Monday, June 1, 1992

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Government Funding]

Ordinance appropriating \$65,000,000 for capital improvement project (Islais Creek Transport Storage) Public Works for fiscal year 1991-92. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 101-91-82

[Illegal Unit Amnesty]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by adding Section 207.3 to establish a 24-month amnesty period within which one dwelling unit in addition to those permitted in any zoning district (which unit was constructed prior to January 1, 1992 without benefit of permit) may be legalized; amending Section 161 to exempt legalized units from the parking requirements, and by adding Section 369 to impose a registration penalty; amending Article 37 of the San Francisco Administrative Code (Residential Rent Stabilization and Arbitration Ordinance); amending Section 37.2 to make all legalized units subject to rent board jurisdiction; amending Part II, Chapter XII of the San Francisco Municipal Code (Housing Code) by amending Section 353 to require an owner of a residential structure to obtain a physical inspection of the property prior to sale to determine the number of dwelling units; amending Section 503 to provide that ceiling heights for legalized units are only required to meet the minimum requirements mandated by State law; amending Part II, Chapter I of San Francisco Municipal Code (Building Code) by adding Section 109 to allow for exemptions from certain code requirements; amending Section 202 to provide that if a density violation is discovered after the expiration of the amnesty period the property owner shall be liable for the full costs incurred by the City in detecting and abating the violation, and amending Section 332.3 to exempt units legalized during the amnesty period from payment of the work without permit investigation fee; adopting findings pursuant to Planning Code Section 101.1. (Supervisor Hallinan presented.) Referred to Finance Committee with request it be considered at the June 10, 1992 meeting.

File 115-92-9

Referred to Board

[Street Closing]

Resolution authorizing temporary closing of a portion of Fitzgerald Street between Griffith Street and Cameron Way on Saturday, June 13, 1992 from 7:00 a.m. to 7:00 p.m. for the Alice Griffith Development Block Party sponsored by San Francisco Boys and Girls Club. (Supervisor Shelley presented.) Referred to Board June 8, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-21

Monday, June 1, 1992

Referred to Committee

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with SEIU Local 790 (Staff Nurse and Per Diem Nurse). (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee with request it be considered at the June 9, 1992 meeting.

File 93-92-19

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO. (Supervisor Shelley presented.) Referred to Administration and Oversight Committee with request it be considered at the next meeting.

File 93-92-20

[San Francisco Capital of Interactive Media]

Resolution creating high quality jobs by making San Francisco the Capital of Interactive Media. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 271-92-1

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-91-72. [Government Funding] Appropriating \$123,240, Mayor's Office of Economic Planning and Development, for permanent salaries and related mandatory fringe benefits. RO #91223 (Controller) Finance

File 101-91-74. [Government Funding] Appropriating \$64,763,480, Department of Public Works, for various improvement project and \$236,520 for various program project budget. RO #91238 (Controller) Finance

File 101-91-75. [Government Funding] Appropriating \$6,220,350, Police Department, for facilities maintenance projects (various Police facilities improvement). RO #91239 (Controller) Finance

File 101-91-76. [Government Funding] Appropriating \$423,480, Public Library, for various capital improvement project. RO #91242 (Controller) Finance

File 101-91-77. [Government Funding] Appropriating \$972,000, Department of Public Health - DMSF, for capital improvement project (miscellaneous project services). RO #91243 (Controller) Finance

File 101-91-78. [Government Funding] Appropriating \$22,266, Department of Public Works, for capital improvement project (various locations, traffic signal installations) and certifying \$22,266 from

Monday, June 1, 1992

capital improvement project (various locations - traffic signal installations), to cover overage above ten percent (10%) of contracted amount pursuant to provisions of Charter Section 7.203; providing for ratification of action previously taken. RO #91246 (Controller) Finance

File 101-91-79. [Government Funding] Appropriating \$330,000, Department of Public Works, for program project budget (repair and demolition). RO #91247 (Controller) Finance

File 101-91-80. [Government Funding] Appropriating \$35,000, District Attorney, for litigation expenses. RO #91248 (Controller) Finance

File 45-92-27. [Settlement of Lawsuit] Authorizing settlement of litigation of Deborah Lollie-Jackson against the City and County of San Francisco by payment of \$30,000. (City Attorney) Administration and Oversight

File 46-92-7. [Settlement of Lawsuit] Authorizing settlement of Harold Wilson Bell v. Avis Rent A Car, et al., upon receipt of the sum of \$7,500 and dismissal of complaint. (City Attorney) Administration and Oversight

File 46-92-8. [Settlement of Lawsuit] Authorizing settlement of City and County of San Francisco v. Dionicio Guzman, et al., upon receipt of the sum of \$12,500 and dismissal of complaint. (City Attorney). Administration and Oversight

File 82-92-5. [Grant of Easement] Authorizing the conveyance of an easement to the Redevelopment Agency of the City and County of San Francisco; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Finance

File 124-92-3. [Parking Meter Rates] Amending Traffic Code by amending Section 213, to increase the rates for parking meters within parking meter areas numbers 2, 3 and 4. (Department of Parking and Traffic) Finance

File 124-92-4. [Parking Meter Rates] Amending Traffic Code by amending Sections 200, 202.A, 203.2, 203.3 and 203.4, to increase the rates for parking meters within parking meter areas numbers 2, 3, and 4. (Department of Parking and Traffic) Finance

File 124-92-5. [Parking Meter Rates] Amending Traffic Code by amending Section 210, to increase the rates for parking meters within parking meter areas numbers 2, 3, and 4. (Department of Parking and Traffic) Finance

Resolutions Referred to Committee

File 25-92-19. [Contracting Out City Services] Concurring with the Controller's certification that security services at the San Francisco Zoo can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Recreation and Park Department) Finance

Monday, June 1, 1992

File 38-92-18. [Acceptance of Gift] Accepting one gift valued at \$10,000 from True North Foundation for use by the Recreation and Park Department for the Park Maintenance Fund. (Recreation and Park Department) Finance

File 48-92-11. [Settlement of Claim] Approving the settlement of the unlitigated claim of Glenridge Apartments, Ltd., et al., by payment of \$122,211.69. (City Attorney) Administration & Oversight

File 61-92-2. [Contract Award Extension] Approving an extension of time of seventy-six additional calendar days to award Municipal Railway Contract No. MR-1039-R Curtis E. Green Light Rail Facility Geneva Site - Maintenance Building Paint Booth Fan Modification. (Public Utilities Commission) Finance

File 61-92-3. [Contract Award Extension] Approving an extension of time of one hundred and fourteen days to award Municipal Railway Contract No. MR-1035-R Kirkland Motor Coach Facility - security fencing & gates. (Public Utilities Commission) Finance

File 93-92-18. [MOU] Ratifying Memorandum of Understanding with the San Francisco Building Inspectors Association. (Office of Mayor Employee Relations Division) Administration and Oversight

File 112-92-1. [Official Newspapers] Designating certain newspapers to be official newspapers of the City and County of San Francisco, commencing July 1, 1992, for specified categories of official advertising. (Purchasing Department) Administration and Oversight

File 146-92-33. [Grant - Federal Funds] Authorizing the Department of Public Health, Community Public Health Services, Epidemiology and Disease Control, Sexually Transmitted Disease Control, to apply for a grant of \$650,705, which includes indirect costs in the amount of \$12,210 based on twenty percent of salaries from the Centers for Disease Control, for a research study to evaluate HIV counseling models for the residents of the San Francisco. (Department of Public Health) Finance

File 146-92-34. [Grant - Federal Funds] Authorizing the Department of Public Health, Community Public Health Services, Epidemiology and Disease Control, Sexually Transmitted Disease Control, to apply for a grant of \$420,858, which includes indirect costs in the amount of \$27,750 based on twenty percent of salaries from the Centers for Disease Control, for a research study to provide community based sexually transmitted disease services. (Department of Public Health) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Britt, that the City Attorney prepare legislation waiving insurance requirements and fees for temporary street closing of a portion of Castro Street, 16th Street, 17th Street, 18th Street, Noe Street, and Market Street for Halloween Celebration.

Monday, June 1, 1992

By Supervisor Kennedy, that City Attorney prepare legislation encouraging the Mayor to communicate with the Assembly and Senate appointees to the "Working Group" regarding how a change in the allocation of Local Revenue could affect our finances and services.

By Supervisor Kennedy, that letter be sent to the Mayor inquiring if the City has established a "Debt Advisory Committee" and if not, that he to look into the feasibility of establishing such a committee.

By Supervisor Migden, that City Attorney prepare legislation necessary to implement the provisions as they pertain to tenants living in U.M.B.'s, and in the case of capital improvement pass-throughs, as it may pertain to all tenants.

By Supervisor Maher, that City Attorney prepare legislation creating Hayes Valley Special Use District for properties generally bounded by Turk, Franklin, Octavia and Oak Streets that would generally reclassify properties previously underneath the Highway 101 viaduct to mirror existing height and bulk densities in the Hayes Valley area.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Nick Martinez (Supervisor Shelley)
Blanche Salido (Supervisor Hsieh)
Lawrence Picetti (Supervisor Hallinan)

File 2-92-22

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:34 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 1, 1992

Approved by the Board of Supervisors on February 8, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



Vol. 87

No. 23

DOCUMENTS DEPT.

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Monday, June 8, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 8, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:19 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Gonzalez, Hallinan, Hsieh, Kennedy, Shelley - 6.

Noted absent at first roll call:

Supervisors Alioto, Britt, Conroy, Maher, Migden - 5.

Quorum present.

Supervisor Alioto was noted present at 2:21 p.m.

Supervisor Britt was noted present at 2:20 p.m.

Supervisor Conroy was noted present at 2:21 p.m.

Supervisor Maher was noted present at 2:27 p.m.

Supervisor Migden was noted present at 2:20 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, September 30, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Monday, June 8, 1992

CONSENT CALENDAR

Recommendations of Finance Committee

Passed for Second Reading

[Airport - Lease Modifications]

Ordinance approving Modification No. 5 lease and use agreement between US Air, Inc., and City and County acting by and through its Airports Commission. (Airports Commission)

File 27-92-2, Ordinance No.

Passed for second reading.

[Japanese Tea Garden Gift Shop and Tea House Lease]

Ordinance approving a ten-year lease with Frederick Lo and Peter Fong, a partnership, for establishing and operating a gift shop and tea house concession at the Japanese Tea Garden in Golden Gate Park, San Francisco, California. (Recreation and Park Department)

File 62-92-2, Ordinance No.

Passed for second reading.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Epidemiology and Disease Control, Sexually Transmitted Disease Control, to apply for a grant of \$650,705, which includes indirect costs in the amount of \$12,210 based on twenty percent of salaries from the Centers for Disease Control, for a research study to evaluate HIV counseling models. (Department of Public Health)

File 146-92-33, Resolution No. 477-92

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Epidemiology and Disease Control, Sexually Transmitted Disease Control, to apply for a grant of \$420,858, which includes indirect costs in the amount of \$27,750 based on twenty percent of salaries from the Centers for Disease Control, for a research study to provide community based sexually transmitted disease services. (Department of Public Health)

File 146-92-34, Resolution No. 478-92

Adopted.

Monday, June 8, 1992

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Lloyd Hollie against the City and County, the Regents of the University of California, et al., by payment of \$20,000. (City Attorney)

File 45-92-20, Ordinance No. 170-92

(Superior Court No. 897-816.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Dorothy Morales against the City and County, the Regents of the University of California et al., by payment of \$24,000. (City Attorney)

File 45-92-21, Ordinance No. 168-92

(Superior Court No. 923-159)

Finally passed.

Recommendation of Economic and Social Policy Committee

Adopted

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond area, adding 15th Avenue, between Lake and California Streets, both sides; to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-92-3, Resolution No. 470-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Gonzalez, Maher - 2.

Monday, June 8, 1992

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$10,000, Police Department - Office of Citizen Complaints, for other current services (relocation expenses) and reducing \$10,000 from other contractual services; retroactive to April 1, 1992. (Controller)

File 101-91-66, Ordinance No. 169-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

[Employee Health Coverage]

Ordinance amending the Administrative Code, approving Health Service System Plans and Rates of Contribution as adopted by the Health Service Board. (Supervisor Gonzalez)

File 97-92-29, Ordinance No. 173-92

(Amends Section 16.157.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Planning Fees]

Ordinance amending City Planning Code, to impose new fees and change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning)

File 115-92-6, Ordinance No. 174-92

(Amends Sections 350, 352, 358, 364, 365, 367; adds new Sections 369, 370, 371 and rennumbers Section 369 to 371.)

Monday, June 8, 1992

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Litter Enforcement]

Ordinance amending Police Code, to add one designated officer for the purpose of enforcing laws relating to littering. (Supervisors Shelley, Hsieh)

File 121-92-5, Ordinance No. 175-92

(Amends Section 38.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of the Atchison, Topeka & Santa Fe Railway et al., v. State Board of Equalization et al., and other related pending litigation for \$503,186.42 plus, if paid after June 15, 1992, interest accrued from April 1, 1992, at the rate of seven percent per year. (City Attorney)

File 45-92-22, Ordinance No. 167-92

(U.S. District Court, Case No. C82-6030 DLJ, Master Consolidated Number C 81 4365 DLJ)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Deleuw-Greeley-Hyman, J.V. v. City and County et al., by payment of \$380,000. (City Attorney)

Monday, June 8, 1992

File 45-92-23, Ordinance No. 171-92

(U.S. District Court, Case No. C91-0905 JPV.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Consolidating Duties - Recorder/County Clerk]
Ordinance amending Administrative Code, consolidating the duties of the Office of the Recorder with those of the County Clerk.
(Recorder)

File 97-92-11, Ordinance No. 172-92

(Adds Section 16.3-8.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Recommendation of City Services Committee

Rereferred to Committee

[Business Advisory Commission]
Ordinance repealing existing provisions of Administrative Code, abolishing the Bureau of Small Business and Small Business Advisory Commission, and establishing a Business Advisory Commission within the Mayor's Office of Economic Planning and Development. (Small Business Advisory Commission)

File 97-92-19, Ordinance No.

(Repeals Article XIII, Chapter 5.)

Supervisor Achtenberg, seconded by Supervisor Gonzalez, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Migden, Shelley - 6.

Noes: Supervisors Alioto, Conroy, Hsieh, Kennedy, Maher - 5.

Monday, June 8, 1992

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$12,662,437, Public Health, Laguna Honda Hospital and San Francisco General Hospital, for various purposes, rescinding \$55,000 from permanent salaries-miscellaneous, \$41,258 from professional services, \$214,123 from medical services contract; providing for ratification of action previously taken. (Controller)

File 101-91-67, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$184,000, Police Department, for medical services; providing for ratification of action previously taken. (Controller)

File 101-91-68, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

[Government Funding]

Ordinance appropriating \$5,842,618, Retirement System, various departments, for services of other departments - Workers Compensation, reducing \$15,551 from permanent salaries; providing for ratification of action previously taken. (Controller)

File 101-91-69, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Monday, June 8, 1992

[Government Funding]

Ordinance appropriating \$158,817, Sheriff Department, for materials and supplies. (Controller)

File 101-91-70, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Government Funding]

Ordinance appropriating \$943,616, Department Public Health, for permanent salaries-miscellaneous, mandatory fringe benefits, professional services, medical services contracts and EDP service - EIPSC and Prop J/CSC; placing \$280,000 on reserve; providing for ratification of action previously taken. (Supervisor Hsieh)

File 101-91-71, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Fees Increase - County Clerk]

Ordinance amending Administrative Code by adding Section 8.33, authorizing the County Clerk to increase fees otherwise set by State law to reflect the actual cost of providing certain records and services. (Superior Court)

File 97-92-31, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Employees' Salary-Waiver/Gift Fund]

Ordinance creating and authorizing expenditure of monies in Employees' Salary Gift Fund providing for nondisclosure of identity of donors and findings. (Supervisors Shelley, Migden)

File 245-92-1, Ordinance No.

Monday, June 8, 1992

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-91-4, Resolution No. 473-92

(Total amount \$3,118.18)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-92-1, Resolution No. 472-92

(Total amount \$47,242.74)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Lease of Property]

Resolution authorizing renewals and extensions of certain existing leases of real property required by the Department of Public Health and Sheriff. (Real Estate Department)

File 64-92-8, Resolution No. 475-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Monday, June 8, 1992

[Park and Open Space Fund]

Resolution concurring with general recommendations on the Park and Open Space Fund for fiscal year 1992-93, reserving approval or disapproval on specific acquisitions. (Recreation and Park Commission)

File 168-92-1, Resolution No. 479-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Recommendations of City Services and Finance Committee

Passed for Second Reading

[Tobacco Advertising]

Ordinance amending the Administrative Code, to prohibit advertising of tobacco products on City-owned property. (Supervisors Alioto, Shelley)

File 121-92-2, Ordinance No.

(Adds Section 4.20.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Adopted

[Cigarette and Tobacco Advertising]

Resolution urging Mayor to request all City boards, commissions and departments to request individuals and entities currently enjoying advertising rights on City property to stop advertising cigarettes and tobacco products and to renegotiate leases, permits and agreements to ban advertising of tobacco and cigarette products; companion to measure 121-92-2. (Supervisor Alioto)

File 121-92-2.1, Resolution No. 476-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Recommendations of Economic and Social Policy Committee

Monday, June 8, 1992

Passed for Second Reading

[Rent]

Ordinance amending the Administrative Code, to provide that tenants may file petitions on the ground that a rent increase was null and void pursuant to Section 37.3 and that hearing officers may order the payment or refund of such increase to tenants. (Supervisors Britt, Kennedy, Maher)

File 97-92-22, Ordinance No.

(Amends Section 37.8.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

[Service Station Conversion]

Ordinance amending City Planning Code, to correct a typographical error in the criteria by which the City Planning Commission shall determine whether to approve an application for a service station conversion, to correct a typographical error in the type of application filed to convert a service station to a non-service station use, and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Supervisor Hallinan)

File 115-92-1, Ordinance No.

(Amends Sections 228.3 and 228.4.)

(Approved by City Planning Commission Resolution No. 13332.)
(Exempt from environmental review as a General Rule Exclusion.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Britt - 1.

Adopted

[Reclamation]

Resolution urging the Chief Administrative Officer and the Public Utilities Commission to jointly negotiate a mutually beneficial agreement with other Bay Area water and wastewater entities in order to fully study the concept and feasibility of exporting reclaimed and recycled water from the Bay Area for beneficial reuse, including but not limited to agricultural irrigation, salinity repulsion and other viable options. (Supervisors Migden, Achtenberg)

Monday, June 8, 1992

File 53-92-2, Resolution No. 474-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Conroy - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Dehnert Queen.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Street Closing]

Resolution authorizing temporary closing of a portion of Fitzgerald Street for the Alice Griffith Development Block Party sponsored by San Francisco Boys and Girls Club. (Supervisor Shelley)

File 42-92-21, Resolution No. 471-92

(Fitzgerald Street between Griffith Street and Cameron Way on Saturday, June 13, 1992 from 7:00 a.m. to 7:00 p.m.)

(June 1, 1992 - Introduced in Board for consideration June 8, 1992.)

Adopted.

The foregoing item on the For Adoption Without Committee Reference Calendar was adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden - 8.

Absent: Supervisors Britt, Hallinan, Shelley - 3.

Monday, June 8, 1992

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-23, Resolution No. 463-92

(Peter Ashe, member, Retirement Board, June 2 - 4; Jeff Brown, Public Defender, June 8 - 12; Rand Castile, Director, Asian Art Museum, June 6 - 11; Gordon Chin, President, Public Utilities Commission, June 7 - 12; Cleo Donovan, member, Civil Service Commission, May 20 - 21 and June 1 - 5; Neil Eisenberg, President, Board of Permit Appeals, June 25 - July 6; Richard Guggenhime, member, Recreation and Park Commission, May 22 - 25; Mrs. Walter Haas, Jr., member, War Memorial Board of Trustees, August 1 - 31; Haig G. Mardikian, Vice President, Redevelopment Agency, June 12 - July 6; Patrick A. Murphy, President, Airports Commission, June 2 - 5; Jose Olmedo, member, Commission on the Aging, August 3; Harry S. Parker, III, Director, Fine Arts Museums, June 25 - July 5; Paul Rosenstiel, member, Health Commission, June 27 - July 5; Ellis Smith, member, City Planning Commission, June 1 - 12; Michael K. Tamony, Acting Executive Officer and Clerk of the Superior Court, May 29 - 31; Sidney Unobskey, President, City Planning Commission, June 3 - 7 and 17 - 21, 1992.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Commendation -- Levi Strauss]

Resolution commending Levi Strauss for valor under pressure, and re-affirming their commitment to nondiscrimination.

File 6-92-8, Resolution No. 464-92

Supervisors Achtenberg, Migden presented for immediate adoption.

Adopted.

Monday, June 8, 1992

[Commendation - United Way of the Bay Area]

Resolution commending United Way of the Bay Area for valor under pressure, and reaffirming their commitment to nondiscrimination.

File 6-92-9, Resolution No. 465-92

Supervisors Achtenberg, Migden presented for immediate adoption.

Adopted.

[State Budget Communication]

Resolution urging the Mayor to communicate with members of the Assembly and Senate regarding the effects of State allocations on local services.

File 12-92-25, Resolution No. 466-92

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Polk Street, between Grove and McAllister Streets, on Sunday, June 14, 1992 from 5:00 a.m. to 9:00 p.m. for "Festival for Animals".

File 42-92-23, Resolution No. 467-92

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Hold Harmless Provision]

Resolution approving a hold harmless provision for the very small quantity generation hazardous waste pilot collection program jointly operated by sanitary fill company and the Chief Administrative Officer.

File 57-92-5, Resolution No. 468-92

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Grant-State]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a continuing allocation grant of \$682,909 from the California Department of Health Services to continue funding the Ryan White comprehensive AIDS Resources Emergency (Care/Title II) Disaster Relief Grant; waiving indirect costs and providing for ratification of action previously taken.

File 146-92-35, Resolution No. 469-92

Monday, June 8, 1992

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Britt, Hallinan - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Unreinforced Masonry Buildings]

Ordinance amending the San Francisco Administrative Code by adding Chapter 65 thereto requiring owners undertaking seismic work on unreinforced masonry buildings pursuant to Building Code Chapters 14 and 15 to reduce their tenants' rents for lost use during construction or to pay relocation expenses up to a maximum of \$1500 per dwelling unit per month. (Supervisor Migden presented.) Referred to City Services Committee.)

File 97-92-27.1

[Rent Board]

Ordinance amending the San Francisco Administrative Code by adding Section 37.8B thereto to establish expedited hearing and appeal procedures for capital improvements which result from seismic work on unreinforced masonry buildings pursuant to Building Code Chapters 14 and 15 by amending Section 37.2 to provide that dwelling units which have undergone seismic strengthening in accordance with Building Code Sections 14 and 15 shall remain subject to the Rent Ordinance, with exception, and by amending Section 37.3 to limit capital improvement passthroughs to 10% per year subject to the adoption of Rent Board rules regarding landlord hardship. (Supervisor Migden presented.) Referred to City Services Committee.

File 97-92-27.2

[Telecommunications Facilities]

Ordinance amending the San Francisco Administrative Code by adding Chapter 22B thereto to assign responsibility to the General Manager of the Department of Electricity for designing, implementing and coordinating an improved telecommunications program for departments, boards and commissions of the City and County. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 97-92-35

Monday, June 8, 1992

[Fiscal Impact]

Ordinance amending the San Francisco Administrative Code by repealing Section 2.6-3 thereof relating to procedure for fiscal impact measures. (Supervisor Migden presented.) Referred to Administration and Oversight Committee.

File 97-92-36

[Fees]

Ordinance amending Part II, Chapter I, of the San Francisco Municipal Code (Building Code) by adding Section 333.4 to impose fees for administering the unreinforced masonry building retrofit program. (Supervisor Achtenberg presented.) Referred to City Services Committee.

File 114-92-6

[Dog Licenses]

Ordinance amending the San Francisco Municipal Code Part III (Revenue and Business Regs.) by deleting Sections 215 through 219 and 222 to 223 inclusive and amending Article 1 of the San Francisco Health Code by adding Sections 41.15 through 41.25 thereto, to require every person owning, keeping and controlling any dog over the age of four months to vaccinate said dog against rabies and to obtain a license for said dog requiring every person procuring a young dog from any animal shelter to obtain certificate for said young dog and setting forth exceptions and penalties. (Supervisor Migden presented.) Referred to City Services Committee.

File 127-92-4

[Vacation of Subsurface Street Areas]

Ordinance ordering vacation of certain subsurface street areas in the Yerba Buena Center Redevelopment Project Area in that portion bounded by Mission, Howard, Fourth and Third Streets, rescinding previous street vacation ordinance in order to correct an error in the description of the areas to be vacated and to clarify the intention of the Board of Supervisors that no easements for the facilities of utilities in the vacated areas shall be reserved, and findings that the vacation is consistent with the eight priority policies of the City Planning Code. (Supervisor Hallinan presented.) Referred to Economic and Social Policy Committee. (Companion measure to File 164-92-1.)

File 164-92-1.1

Referred to Board

[Commendation - Bank of America]

Resolution commending Bank of America for valor under pressure, and reaffirming their commitment to nondiscrimination. (Supervisors Achtenberg, Migden presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 6-92-10

Monday, June 8, 1992

[Commendation - Wells Fargo Bank]

Resolution commending Wells Fargo Bank for valor under pressure, and reaffirming their commitment to nondiscrimination. (Supervisors Achtenberg, Migden presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 6-92-11

[Child Care]

Resolution urging the California Legislature to include non-profit agencies under the protection of Proposition 98 and to not cut child care programs in the State of California. (Supervisor Kennedy presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-26

[Gift Acceptance]

Resolution authorizing the Mayor's Office to accept a grant in the amount of \$25,000 for the purchase and modification of a van for implementation of an outreach program for the homeless. (Supervisor Shelley presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 38-92-19

[Materials Reuse and Business Outreach Policy]

Resolution establishing a materials reuse and business outreach policy. (Supervisor Kennedy presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 57-92-6

Referred to Committee

[Grant-State Funds]

Resolution authorizing the Recreation and Park Department to retroactively apply for a grant in the amount of up to \$500,000 from Department of Boating and Waterways for Pier 54 public boat launching ramp; waiving indirect costs. (Supervisor Migden presented.) Referred to Finance Committee with request it be considered at the June 10, 1992 meeting.

File 150-92-2

[Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1992-1993; approving and authorizing an amendment to the indebtedness limitation agreement between the Redevelopment Agency and the City and County of San Francisco; and approving the issuance by the Agency of bonds in an aggregate principal amount not to exceed

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\$65,000,000 for the purpose of financing redevelopment activities in fiscal year 1992-1993. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 161-92-4

[Vacation of Subsurface Street Areas]

Resolution declaring intention of Board of Supervisors to vacate certain subsurface street areas in the Yerba Buena Center Redevelopment Project Area in that portion bounded by Mission, Howard, Fourth and Third Streets, and setting the hearing date for all persons interested in the proposed vacation, and rescinding previous street vacation resolution and ordinance in order to correct an error in the description of the areas to be vacated and to clarify the intention of the Board of Supervisors that no easements for the facilities of utilities in the vacated areas shall be reserved. (Supervisor Hallinan presented.) Referred to Economic and Social Policy Committee. (Companion measure to File 164-92-1.1.)

File 164-92-1

[Street Artist]

Resolution redesignating one selling space on Grant Avenue, West Side, Geary Street to Maiden Lane, for street artists certified by Art Commission City and County of San Francisco and exempting said space from the regulation prohibiting selling adjacent to a white zone. (Supervisor Hallinan presented.) Referred to City Services Committee.

File 169-92-1

Referred to Board

[Grant - Reallocation of State Funds]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to apply for, accept and expend \$24,640 of Transportation Development Act (TDA) Article 3 funds by reallocating unused funds from the 1989-90 program year for the purchase of a remote controlled gate system for the Golden Gate Bridge that will provide twenty-four hour access for bicyclists, foregoing reimbursement of indirect costs. (Supervisor Britt presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 192-92-3

[Rodney King Aftermath]

Resolution urging the Mayor and the District Attorney, Arlo Smith, to grant general amnesty to all of those arrested during the protest of the acquittal of the four Los Angeles police officers who beat Rodney King. (Supervisor Kennedy presented.) Referred to Board June 15, 1992 For Adoption Without Committee Reference Calendar.

File 207-92-7

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Referred to Committee

[Fiscal Impact]

Motion amending the Rules of Order by adding Rule 4.35 to require measures with fiscal impact to be referred to the Finance Committee and to treat urging resolutions as financial impact measures. (Supervisor Migden presented.) Referred to Administration and Oversight Committee.

File 56-92-1

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-28. [Settlement of Lawsuit] Authorizing settlement of litigation of Terway Car Rental, Inc., against the City and County of San Francisco by payment of \$24,233.52. (City Attorney) Administration and Oversight

File 97-92-34. [Fees - Medical Examiner-Coroner] Amending Administrative Code by amending Section 8.14 thereof, authorizing the Medical Examiner-Coroner to charge fees for certain services and to increase fees for copies of documents and certain services. (Chief Medical Examiner - Coroner) Finance

File 123-92-1. [Excavation Fees] Substitute ordinance amending Public Works Code, by amending Sections 352, 353, 368 and 374 and adding Sections 352.1 and 352.2, to authorize the Director of Public Works to set schedules of fees and to collect fees to recover costs of administering and regulating permitted excavations. (Department of Public Works) Finance

Resolutions Referred to Committee

File 23-92-6. [Claims Against the Government] Waiving the Statute of Limitations with respect to payment of seven certain warrants of the City and County of San Francisco, in an amount totalling \$12,936.87 legal obligations of the City and County of San Francisco. (Controller) Finance

File 25-92-20. [Contracting Out City Services] Concurring with the Controller's certification that Budget Analyst Services for the Board of Supervisors can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Clerk of the Board) Finance

File 25-92-21. [Contract Prop J - Paratransit Services] Finding that it is economical for the Public Utilities Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Utilities Commission) Finance

File 25-92-22. [Contracting Out City Services - Police Department] Concurring with the Controller's certification that janitorial

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services can be practically performed for San Francisco Police Department facilities by private contractor for lower cost than similar work services performed by City and County employees. (Police Department) Finance

File 25-92-23. [Prop J Contracting] Concurring with the Controller's certification that security services can be practically performed for the Department of Public Health, San Francisco General Hospital by private contractor for a lower cost than similar work services performed by City and County employees. (Department of Public Health) Finance

File 47-92-1.1. [Award of Auto Detail Area Lease] Confirming award of the auto detail area lease at the Golden Gateway Garage to Five Star Parking. (Real Estate Department) Finance

File 61-92-4. [Contracting Award Extension] Granting extension of time for award Hetch Hetchy Contract No. HH-829, O'Shaughnessy Dam Septic System Rehabilitation, Phase II. (Public Utilities Commission) Finance

File 64-92-9. [Extension of Existing Real Property Lease] Authorizing extension of an existing lease of real property at 1975-99 Bryant Street for Department of Parking and Traffic, Traffic Engineering Division. (Real Estate Department) Finance

File 64-92-10. [Extension of Existing Real Property Lease] Authorizing extension of an existing lease of vacant land at Army and Evans Streets for Department of Public Works, for storage of equipment and recycled road materials. (Real Estate Department) Finance

File 64-92-11. [Extension of Existing Real Property Lease] Authorizing extension of an existing real property lease for the Controller's Payroll and Internal Audit Division at 160 South Van Ness Avenue. (Real Estate Department) Finance

File 64-92-12. [Extension of Sublease Lease] Authorizing extension of sublease of real property require by the Department of Public Works at 1170 Market Street, 7th Floor for use as offices for the Personnel and Computer Services Division. (Real Estate Department) Finance

File 64-92-13. [Extension of Existing Real Property Leases] Authorizing extensions of three certain existing leases of real property for the Department of Social Services. (Real Estate Department) Finance

File 64-92-14. [Extension of Existing Real Property Leases] Authorizing extensions of eight certain existing leases of real property for various City departments. (Real Estate Department) Finance

File 93-92-21. [Memorandum of Understanding] Ratifying Memorandum of Understanding with various employee organizations concerning the Dental Plan. (Office of Mayor Employee Relations Division) Administration and Oversight

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File 93-92-22. [Memorandum of Understanding] Ratifying Wage Freeze Memorandum of Understanding with San Francisco District Attorney Investigators Association. (Office of Mayor Employee Relations Division) Administration and Oversight

File 141-92-2. [Grant Private Funds] Authorizing the San Francisco Juvenile Probation Department to apply for, accept and expend grant monies from the San Francisco Foundation (\$30,000) and Kaiser Family Foundation (\$25,000) for the development of a multi-disciplinary assessment instrument, classification system and workload study; waiving indirect costs. (Juvenile Probation Department) Finance

File 156-92-1. [Federal Funding] Approving allocations of Federal Refugee Funds proposed by the Private Industry Council for July through October 1992 and authorizing the President of that Council to sign, enter into and execute a contract with the State based on that plan. (Private Industry Council) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that a letter be sent to the Sheriff, asking if he has submitted a proposal to receive jail construction funds from the State Board of Corrections.

By Supervisor Kennedy, that letters be sent to the Executive Director, San Francisco General Hospital and the Mayor's Office of Finance inquiring as to how much of the monies generated by the San Francisco General Hospital goes to the General Fund and how does the General Fund use those monies?

By Supervisor Kennedy, that a letter be sent to the Executive Director, Department of Parking and Traffic Commission asking for a report on the number of "30 Minute Loading Only" and "Truck Only Loading" spaces in the City and to determine if they are all needed.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Frances Tuthill (Supervisor Alioto)

File 2-92-23

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:05 p.m. adjourned.

Monday, June 8, 1992

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 8, 1992

Approved by the Board of Supervisors on February 8, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



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Vol. 87

No. 24

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Monday, June 15, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 15, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:20 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Achtenberg, Alioto, Maher - 3.

Quorum present.

Supervisor Achtenberg was noted present at 2:25 p.m.

Supervisor Alioto was noted present at 2:22 p.m.

Supervisor Maher was noted present at 2:21 p.m.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$458,817, Sheriff Department, for materials and supplies. (Controller)

File 101-91-70, Ordinance No. 183-92

Finally passed.

Monday, June 15, 1992

[Airport - Lease Modifications]

Ordinance approving Modification No. 5 lease and use agreement between USAIR, Inc., and City and County acting by and through its Airports Commission. (Airports Commission)

File 27-92-2, Ordinance No. 177-92

Finally passed.

[Japanese Tea Garden Gift Shop and Tea House Lease]

Ordinance approving a ten-year lease with Frederick Lo and Peter Fong, a partnership, for establishing and operating a gift shop and tea house concession at the Japanese Tea Garden in Golden Gate Park, San Francisco, California. (Recreation and Park Department)

File 62-92-2, Ordinance No. 178-92

Finally passed.

[Fees Increase - County Clerk]

Ordinance amending Administrative Code by adding Section 8.33, authorizing the County Clerk to increase fees otherwise set by State law to reflect the actual cost of providing certain records and services. (Superior Court)

File 97-92-31, Ordinance No. 180-92

Finally passed.

[Employees' Salary-Waiver/Gift Fund]

Ordinance creating and authorizing expenditure of monies in Employees' Salary Gift Fund providing for nondisclosure of identity of donors and findings. (Supervisors Shelley, Migden)

File 245-92-1, Ordinance No. 188-92

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$123,240, Mayor's Office of Economic Planning and Development, for permanent salaries and related mandatory fringe benefits. (Controller)

File 101-91-72, Ordinance No.

Passed for second reading.

Monday, June 15, 1992

[Government Funding]

Ordinance appropriating \$35,000, District Attorney, for litigation expenses. (Controller)

File 101-91-80, Ordinance No.

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that security services at the San Francisco Zoo can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Recreation and Park Department)

File 25-92-19, Resolution No. 493-92

Adopted.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that Budget Analyst services can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Clerk of the Board)

File 25-92-20, Resolution No. 494-92

Adopted.

[Contract Prop J - Paratransit Services]

Resolution finding that it is economical for the Public Utilities Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Utilities Commission)

File 25-92-21, Resolution No. 495-92

Adopted.

[Grant - State Funds]

Resolution authorizing the Recreation and Park Department to retroactively apply for a grant in the amount of up to \$500,000 from Department of Boating and Waterways for Pier 54 public boat launching ramp; waiving indirect costs. (Supervisor Migden)

File 150-92-2, Resolution No. 512-92

Adopted.

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Recommendations of Economic and Social Policy Committee

Finally Passed

[Rent]

Ordinance amending the Administrative Code, to provide that tenants may file petitions on the ground that a rent increase was null and void pursuant to Section 37.3 and that hearing officers may order the payment or refund of such increase to tenants. (Supervisors Britt, Kennedy, Maher)

File 97-92-22, Ordinance No. 179-92

(Amends Section 37.8.)

Finally passed.

[Service Station Conversion]

Ordinance amending City Planning Code, to correct a typographical error in the criteria by which the City Planning Commission shall determine whether to approve an application for a service station conversion, to correct a typographical error in the type of application filed to convert a service station to a non-service station use, and finding consistency with the priority policies set forth in City Planning Code Section 101.1. (Supervisor Hallinan)

File 115-92-1, Ordinance No. 185-92

(Amends Sections 228.3 and 228.4.)

(Approved by City Planning Commission Resolution No. 13332.)
(Exempt from environmental review as a General Rule Exclusion.)

Finally passed.

Adopted

[Stop Intersections]

Resolution designating certain intersections as "Stop" Intersections. (Economic and Social Policy Committee)

File 18-92-8, Resolution No. 490-92

(Establish Stop Signs:

12th Avenue, Funston Avenue, Cragmont Avenue and Rockridge Drive, stopping 12th Avenue and Funston Avenue traffic (3 legs).

14th Avenue, Kirkham Street, and Lurline Street, northwest and southeast corners, stopping 14th Avenue and Lurline Street traffic.

17th Avenue and Pacheco Street, northeast and southwest corners, stopping Pacheco Street traffic.

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25th Avenue and Rivera Street, northwest and southwest corners, stopping Rivera Street traffic.

39th Avenue and Yorba Street, northeast and southwest corners, stopping Yorba Street traffic.

48th Avenue and Ortega Street, northwest and southeast corners, stopping 48th Avenue traffic.

48th Avenue and Quintara Street, northwest and southeast corners, stopping 48th Avenue traffic.

48th Avenue and Santiago Street, northwest and southeast corners, stopping 48th Avenue traffic.

Annie and Jessie Streets, northwest corner, stopping southbound Annie Street traffic.

Illinois, Mariposa, and China Basin Streets, all corners, stopping all approaches (makes this an all-way STOP).

18th Avenue and Quintara Street, northwest and southeast corners, stopping 18th Avenue traffic, (makes this an all-way STOP).

23rd and Capp Streets, northeast and southwest corners, stopping 23rd Street traffic (makes this an all-way STOP).

Filbert and Polk Streets, northwest and southeast corners, stopping Polk Street traffic (makes this an all-way STOP).

Lyon and Union Streets, northeast corners, stopping Union Street traffic (makes this an all-way STOP).

Amherst and Silliman Streets, northwest and southeast corners, stopping Amherst Street traffic.

Bacon and Oxford Streets, northeast and southwest corners, stopping Bacon Street traffic.

Boylston and Hale Streets, northeast and southwest corners, stopping Boylston Street traffic.

Brazil Avenue and Prague Street, northwest and southeast corners, stopping Prague Street traffic.

Burrows and Harvard Streets, northwest and southeast corners, stopping Harvard Street traffic.

Burrows and Oxford Streets, northeast and southwest corners, stopping Burrows Street traffic.

Excelsior Avenue and Vienna Street, northwest and southeast corners, stopping Vienna Street traffic.

France Avenue and Paris Street, northeast and southwest corners, stopping France Avenue traffic.

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Bacon and Princeton Streets, northwest and southeast corners, stopping Princeton Street traffic.

Burrows Street and San Bruno Avenue, southwest corner, stopping Burrows Street traffic.

Felton and Princeton Streets, northwest and southeast corners, stopping Princeton Street traffic.

France Avenue and Moscow Street, northeast and southwest corners stopping France Avenue traffic.

San Bruno Avenue and Wayland Street, southwest corner, stopping Wayland Street traffic.

Wayland and Yale Streets, southeast corner, stopping Yale Street traffic.)

Adopted.

[Parking Regulations]

Resolution enacting parking regulations on various streets.
(Economic and Social Policy Committee)

File 19-92-8, Resolution No. 491-92

(Perpendicular (90 Degree Angle) Parking-Establish:

Baker Street, west side, between Fulton and Grove Streets

2-Hour Parking Time Limit-Establish:

Parker Avenue, east side, from Fulton Street to 264 feet northerly (264 foot zone)

Parking Meter Area 3 (1-Hour Limit, Mon-Sat, 9AM-6PM) Extend

Golden Gate Avenue, both sides, between Franklin and Gough Streets.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on various streets.
(Economic and Social Policy Committee)

File 20-92-9, Resolution No. 492-92

(Tow-Away, No Parking, School Days, Except SFUSD Mobile Classrooms-Establish:

Shotwell Street, west side, from 47 feet to 111 feet north of 18th Street (64-foot zone, Monday through Friday, 7:30 a.m. - 3:00 p.m.).

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Florida Street, west side, from 205 feet to 237 feet south of 24th Street (32-foot zone, Monday through Friday, 7:45 a.m. - 3:15 a.m.).

10th Street, west side, from 137 feet to 177 feet north of Folsom Street (40-foot zone, 7:30 a.m. - 3:30 p.m., Monday and Tuesday; Wednesday regulations to be added next school year).

Treat Avenue, west side, 245 feet to 277 feet south of Precita Avenue (32-foot zone, 8:00 a.m. - 3:00 p.m., Thursday and Friday; Wednesday regulations to be added next school year).

Tow-Away, No Stopping Anytime - Establish

Hayes Street, north side from Franklin Street to 100 feet easterly.

California Street, both sides between Park Presidio Boulevard and Funston Avenue.

One-Way Street - Establish

Langton Street, between Harrison and Folsom Street, one-way northbound

Crosswalk Closure - Establish

8th and Bryant Street, east crosswalk, crossing Bryant Street

Mid-Block Crosswalk - Establish

Bartol Street, between Vallejo Street and Broadway.)

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "S" in the Duboce Triangle area, Hancock Street between Sanchez and Noe Streets, both sides; and Roosevelt Way, between Museum Way and 15th Street, both sides; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-92-4, Resolution No. 497-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Achtenberg - 1.

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REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$12,662,437, Public Health, Laguna Honda Hospital and San Francisco General Hospital, for various purposes, rescinding \$55,000 from permanent salaries-miscellaneous, \$41,258 from professional services, \$214,123 from medical services contract; providing for ratification of action previously taken. (Controller)

File 101-91-67, Ordinance No. 181-92

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

[Government Funding]

Ordinance appropriating \$184,000, Police Department, for medical services; providing for ratification of action previously taken. (Controller)

File 101-91-68, Ordinance No. 182-92

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

[Government Funding]

Ordinance appropriating \$5,842,618, Retirement System, various departments, for services of other departments - Workers Compensation, reducing \$15,551 from permanent salaries; providing for ratification of action previously taken. (Controller)

File 101-91-69, Ordinance No. 176-92

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

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[Government Funding]

Ordinance appropriating \$943,616, Department Public Health, for permanent salaries-miscellaneous, mandatory fringe benefits, professional services, medical services contracts and EDP service - EIPSC and Prop J/CSC; placing \$280,000 on reserve; providing for ratification of action previously taken. (Controller)

File 101-91-71, Ordinance No. 184-92

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Maher - 2.

Recommendation of City Services and Finance Committee

Finally Passed

[Tobacco Advertising]

Ordinance amending the Administrative Code, to prohibit advertising of tobacco products on City-owned property. (Supervisors Alioto, Shelley, Hallinan)

File 121-92-2, Ordinance No. 186-92

(Adds Section 4.20.)

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Interim Annual Appropriation]

Interim Annual Appropriation Ordinance for Fiscal Year 1992-93. (Mayor)

File 101-92-1, Ordinance No.

(An interim ordinance appropriating estimated receipts for estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 1993.)

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Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Interim Annual Salary Ordinance]

Interim Annual Salary Ordinance for Fiscal Year 1992-93. (Civil Service Commission)

File 102-92-1, Ordinance No.

(An interim ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the fiscal year ending June 30, 1993, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof, and authorizing appointments to temporary positions and fixing compensations therefor.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$58,623,480, Department of Public Works, for various improvement projects and \$236,520 for various program project budgets; placing \$45,778,418 on reserve. (Controller)

File 101-91-74, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$6,220,350, Police Department, for facilities maintenance projects (various police facilities improvements); placing \$4,641,107 on reserve. (Controller)

File 101-91-75, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

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[Government Funding]

Ordinance appropriating \$423,480, Public Library, for various capital improvement projects; providing for ratification of action previously taken. (Controller)

File 101-91-76, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$972,000, Department of Public Health - DMSF, for capital improvement project (miscellaneous project services); placing \$972,000 on reserve. (Controller)

File 101-91-77, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$22,266, Department of Public Works, for capital improvement project (various locations, traffic signal installations) and certifying \$22,266 from capital improvement project (various locations - traffic signal installations), to cover coverage above ten percent (10%) of contracted amount pursuant to provisions of Charter Section 7.203; providing for ratification of action previously taken. (Controller)

File 101-91-78, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$286,000, Department of Public Works, for program project budget (repair and demolition). (Controller)

File 101-91-79, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

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[Government Funding]

Ordinance appropriating \$65,000,000, Public Works, for capital improvement project (Islais Creek Transport Storage) for fiscal year 1991-92; placing \$61,930,000 on reserve. (Supervisor Gonzalez)

File 101-91-82, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Grant of Easement]

Ordinance authorizing the conveyance of an easement (Williams Avenue and Newhall Street) to the Redevelopment Agency; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-92-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Excavation Fees]

Ordinance amending Public Works Code, to authorize the Director of Public Works to set schedules of fees and to collect fees to recover costs of administering and regulating permitted excavations. (Department of Public Works)

File 123-92-1, Ordinance No.

(Amends Sections 352, 353, 368 and 374;
Adds Sections 352.1 and 352.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Parking Meter Rates]

Ordinance amending Traffic Code, to increase the rates for parking meters within parking meter areas numbers 2, 3 and 4. (Department of Parking and Traffic)

File 124-92-5, Ordinance No.

(Amends Section 210.)

Passed for second reading by the following vote:

Monday, June 15, 1992

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Adopted

[Contract Award Extension]

Resolution approving an extension of time of forty-six additional calendar days to award Municipal Railway Contract No. MR-1039-R Curtis E. Green Light Rail Facility Geneva Site - Maintenance Building Paint Booth Fan Modification. (Public Utilities Commission)

File 61-92-2, Resolution No. 500-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Contract Award Extension]

Resolution approving an extension of time of eighty-four days to award Municipal Railway Contract No. MR-1035-R Kirkland Motor Coach Facility - security fencing and gates. (Public Utilities Commission)

File 61-92-3, Resolution No. 501-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Extension of Lease]

Resolution authorizing extension of month-to-month rental agreement and lease of real property required by the Public Utilities Commission at 100 McAllister Street from the University of California, Hastings College of Law. (Real Estate Department)

File 64-92-7, Resolution No. 502-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Redevelopment Agency Budget]

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County for fiscal year 1992-93. (Supervisor Gonzalez)

File 161-92-2, Resolution No. 513-92

Monday, June 15, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: to provide loans or grants for the seismic strengthening of unreinforced masonry buildings for affordable housing and market-rate residential and commercial purposes; that the estimated cost of three hundred-fifty million dollars (\$350,000,000) for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness: providing, that no more than thirty-five million dollars (\$35,000,000) of said authorization shall be sold in any one fiscal year; authorizing carry over of authorized indebtedness to subsequent fiscal years. (Supervisors Hsieh, Gonzalez)

File 170-92-4, Resolution No. 514-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: construction and reconstruction of correctional facilities, to replace the existing San Bruno Jail facilities, including replacement housing, associated health and safety improvements and related acquisition, construction or reconstruction necessary or convenient for the foregoing purposes, that the estimated cost of \$158,100,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Gonzalez)

File 170-92-5, Resolution No. 515-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

Monday, June 15, 1992

[General Obligation Bonds]

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: construction and reconstruction of Fire Department facilities, including seismic strengthening, asbestos abatement, disabled access, separate bathroom and changing areas for male and female firefighters, and related acquisitions construction or reconstruction necessary or convenient for the foregoing purposes, that the estimated cost of \$40,800,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Conroy)

File 170-92-8, Resolution No. 516-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

(Supervisor Migden dissenting in Committee.)

[Grant - State Funds]

Resolution authorizing the Director of Public Works to apply for, accept and expend \$225,000 of Transportation Development Act (TDA) Article 3 Funds for pedestrian projects foregoing reimbursement of indirect costs. (Department of Parking and Traffic)

File 192-92-2, Resolution No. 517-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Conroy, Hallinan, Kennedy, Maher, Shelley - 7.

Noes: Supervisor Migden - 1.

Absent: Supervisors Britt, Gonzalez, Hsieh - 3.

[Conservatorship Investigation Fees]

Resolution increasing assessments for investigations in conservatorship cases as provided in Probate Code Section 1851.5 from \$210 to \$420. (Superior Court)

File 198-92-1, Resolution No. 530-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Monday, June 15, 1992

Absent: Supervisor Gonzalez - 1.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Transfer of Sick Leave and Vacation Benefits]

Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by providing that hours transferred to a catastrophically ill employee which remain unused at that employee's death, retirement or resignation shall be distributed among certain other catastrophically ill employees, unless the donating employee specifies otherwise. (Supervisors Britt, Migden, Shelley)

File 97-92-24, Ordinance No.

(Amends Section 16.9-29(g).)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Gonzalez - 1.

Adopted

[Transportation Authority - AB434 Funds]

Resolution designating the San Francisco County Transportation Authority as the overall program manager for the receipt of fee revenues generated under AB 434 (Sher) and allocated to the City and County of San Francisco; directing the San Francisco County Transportation Authority to prepare any necessary applications for and manage the use of those funds; establishing terms and conditions for the expenditure of funds. (Supervisors Britt, Achtenberg)

File 12-92-24, Resolution No. 488-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Appointment]

Resolution appointing member to the Mental Health Advisory Board, for the unexpired portion of the three-year term ending January 31, 1995. (Administration and Oversight Committee)

File 92-91-46, Resolution No. 519-92

(Jeffrey Sonstein, Psychiatric Social Worker, vice Roy A. Neuner, psychologist, resigned.)

Monday, June 15, 1992

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appointment]

Resolution appointing member to the Mental Health Advisory Board, for the unexpired portion of term ending January 31, 1993. (Administration and Oversight Committee)

File 92-91-48, Resolution No. 509-92

(George D. Meyer, M.D., Physician/Psychiatrist, vice James W. Hawkins, M.D., resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appointment]

Resolution appointing member to the Mental Health Advisory Board, for the unexpired portion of term ending January 31, 1993. (Administration and Oversight Committee)

File 92-92-6, Resolution No. 503-92

(Nancy Messersmith, public interest, vice Byron K. Ho, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Appointment]

Resolution appointing member to the Drug Abuse Advisory Board, for the unexpired portion of term ending October 1, 1993. (Administration and Oversight Committee)

File 92-92-17, Resolution No. 504-92

(Officer Lois Perillo, law enforcement, vice Jesse J. Ivy, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Monday, June 15, 1992

[Appointments]

Resolution appointing members to the Bicycle Advisory Committee for the unexpired portion of terms ending December 31, 1992.

(Administration and Oversight Committee)

File 92-92-19, Resolution No. 505-92

(Lucinda L. Means, at-large, vice David C. Macpherson, resigned;
Pat McElroy, at-large, vice Albert S. Glen, resigned.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Appointments]

Resolution appointing member to the City-Wide Alcoholism Advisory Board, for three-year term ending July 1, 1995. (Administration and Oversight Committee)

File 92-92-20.1, Resolution No. 506-92

(Frank Spinelli, vice himself, term expiring July 1, 1992.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Appointments]

Resolution appointing members to the Senior Services Task Force. (Administration and Oversight Committee)

File 92-92-21.1, Resolution No. 507-92

(Marjorie H. Stern, Sandy Mori, Anni Chung, Adele K. Corvin, Gloria Bonilla, Vera Haile, John King, Stanley Herzstein, Rochelle Frazier, Betty Lou Treguboff.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Appointments]

Resolution appointing member to the Adult Day Health Care Planning Council, for the three-year term ending September 30, 1994. (Administration and Oversight Committee)

File 92-92-24, Resolution No. 508-92

Monday, June 15, 1992

(George Goodstein, M.D., vice himself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the San Francisco Building Inspectors Association. (Employee Relations Division)

File 93-92-18, Resolution No. 510-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

[Official Newspapers]

Resolution designating certain newspapers to be the official newspapers of the City and County, commencing July 1, 1992, for specified categories of official advertising. (Purchasing Department)

File 112-92-1, Resolution No. 511-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Zoning Map Amendment - Noe Valley Neighborhood Commercial District]
Ordinance amending City Planning Code, amending the Zoning Map for properties generally described as Assessor's Block 6538, Lot 23 from RH-2 to 24th Street - Noe Valley Neighborhood Commercial District; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Achtenberg)

File 36-91-8, Ordinance No.

(Approved by City Planning Resolution No. 13277.)
(Categorically exempt from Environmental Review.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Monday, June 15, 1992

Consideration Continued

[Central Freeway]

Resolution declaring it to be the policy of the City and County of San Francisco not to build any new ramps to replace the demolished sections of the Central Freeway; requesting an expeditious resolution of funding for surface-level transportation improvements; urging the Mayor to convene a task force to plan land use and transportation needs for the Hayes Valley and Western Addition neighborhoods. (Supervisor Maher)

File 171-92-3, Resolution No.

Supervisor Maher, seconded by Supervisor Kennedy, moved to continue above subject legislation to Joint Board of Supervisors and Caltrans public hearing on June 29, 1992 at 3:00 p.m.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Requests Granted

Pursuant to motion adopted in Board, Clerk to notify Caltrans of joint public hearing between the Board and Caltrans on June 29, 1992 at 3:00 p.m.

Supervisor Hsieh requested that the Clerk be directed to send a letter to the Mayor's Office of Economic Development, in conjunction with Caltrans, Department of Parking and Traffic, and the Budget Analyst, requesting submission of a report concerning gridlock, congestion on the streets surrounding the Central Freeway if we do not have this access; information on any other environmental issues; economic impact on San Francisco businesses and other transportation requirements for this particular area.

No objection and Clerk directed to comply.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing appealing decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) letter, dated May 20, 1992 denying Cafe Claude application for approval of temporary closing of Claude Lane, between Bush and Sutter Streets, Saturday, June 20, 1992, from 3:00 p.m. to 12:00 Midnight, for Jazz Festival and Fund Raiser.

File 42-92-22

Monday, June 15, 1992

(Filed June 2, 1992.)

The privilege of the floor was granted to the following:

Steven Decker.

Adopted

[Street Closing]

Resolution authorizing temporary closing of portion of Claude Lane.

File 42-92-22, Resolution No. 498-92

(Claude Lane, between Bush and Sutter Streets, from 3:00 p.m. to 12:00 Midnight on Saturday, June 20, 1992, for a Jazz Festival and Fundraiser sponsored by Cafe Claude.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

COMMITTEE REPORTS

Recommendation of Administration and Oversight Committee

Adopted

[MOU - Firefighters]

Resolution ratifying Memorandum of Understanding with San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO. (Supervisor Shelley)

File 93-92-20, Resolution No. 526-92

Supervisor Hallinan presented as a recommendation of Administration and Oversight Committee.

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Alioto, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 11.

Motion to Suspend the Rules

Refused Adoption

[Memorandum of Understanding]

Resolution ratifying Memoranda of Understanding with San Francisco Police Officers Association. (Supervisor Maher)

File 93-92-16.2, Resolution No.

Monday, June 15, 1992

Supervisor Maher, seconded by Supervisor Hsieh, moved to suspend the Rules of Order of the Board of Supervisors so that this matter could be considered today even though the resolution was reported out of Committee for consideration on June 22, 1992.

Motion to suspend the rules refused adoption by the following vote:

Ayes: Supervisors Alioto, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Shelley - 7.

Noes: Supervisors Achtenberg, Britt, Hallinan, Migden - 4.

PUBLIC COMMENT

The privilege of the floor was granted to the following:

John Doe;
Emperor Arcadia;
Van Jones;
John Davis;
H. Yasin;
Jane Doe;
Dehnert Queen;
Arlene Chung;
Chavez Solamar;
Christine Hall;
Terry Wilson;
John Doe.

FOR ADOPTION WITHOUT REFERENCE TO COMMITTEE

Severed from For Adoption Without Committee Reference Calendar

Supervisor Achtenberg requested that the following measures be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Commendation -- Bank of America]
Resolution commending Bank of America for valor under pressure, and reaffirming their commitment to nondiscrimination on the basis of sexual orientation. (Supervisors Achtenberg, Migden, Britt)

File 6-92-10, Resolution No. 486-92

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

Monday, June 15, 1992

Supervisor Hallinan, seconded by Supervisor Migden, moved an amendment of the whole entitled "Resolution commending Bank of America for valor under pressure, and reaffirming their commitment to nondiscrimination on the basis of sexual orientation."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 6.

Absent: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 6.

Absent: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher - 5.

[Commendation -- Wells Fargo Bank]
Resolution commending Wells Fargo Bank for valor under pressure, and reaffirming their commitment to nondiscrimination on the basis of sexual orientation. (Supervisors Achtenberg, Migden, Britt)

File 6-92-11, Resolution No. 487-92

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

Supervisor Hallinan, seconded by Supervisor Migden, moved an amendment of the whole entitled "Resolution commending Wells Fargo Bank for valor under pressure, and reaffirming their commitment to nondiscrimination on the basis of sexual orientation."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 6.

Absent: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 6.

Absent: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher - 5.

Monday, June 15, 1992

Supervisor Kennedy requested that the following item be severed from the Adoption Without Reference to Committee Calendar and considered separately.

Withdrawn

[Rodney King Aftermath]

Resolution urging the Mayor and the District Attorney, to grant general amnesty to all of those arrested during the protest of the acquittal of the four Los Angeles police officers who beat Rodney King. (Supervisor Kennedy)

File 207-92-7, Resolution No.

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

There being no objection, Supervisor Kennedy withdrew the item from the Calendar.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Child Care]

Resolution urging the California Legislature to include non-profit agencies under the protection of Proposition 98 and to not cut child care programs in the State of California. (Supervisor Kennedy)

File 12-92-26, Resolution No. 489-92

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

Adopted.

[Gift Acceptance]

Resolution authorizing the Mayor's Office to accept a grant in the amount of \$25,000 for the purchase and modification of a van for implementation of an outreach program for the homeless. (Supervisor Shelley)

File 38-92-19, Resolution No. 496-92

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

Adopted.

Monday, June 15, 1992

[Materials Reuse and Business Outreach Policy]

Resolution establishing a materials reuse and business outreach policy. (Supervisor Kennedy)

File 57-92-6, Resolution No. 499-92

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

Adopted.

[Grant - Reallocation of State Funds]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to apply for, accept, and expend \$24,640 of Transportation Development Act (TDA) Article 3 funds by reallocating unused funds from the 1989-90 program year for the purchase of a remote controlled gate system for the Golden Gate Bridge that will provide twenty-four hour access for bicyclists, foregoing reimbursement of indirect costs. (Supervisor Britt)

File 192-92-3, Resolution No. 518-92

(June 8, 1992 - Introduced in Board for consideration June 15, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 6.

Absent: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher - 5.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-24, Resolution No. 481-92

Monday, June 15, 1992

(Mayor Frank Jordan, June 16-22; Kevin Shelley, President, Board of Supervisors, June 16-21; Roberta Achtenberg, member, Board of Supervisors, June 11-14 and July 11-17; Angela Alioto, member, Board of Supervisors, June 17-July 19; Jim Gonzalez, member, Board of Supervisors, June 17-20; Carole Migden, member, Board of Supervisors July 4-5 and 11-17; Edward A. Chow, member, Health Commission, June 6-10; Frank Fung, Vice President, City Planning Commission, June 6-17; Frankie J. Gillette, member, Human Rights Commission June 18-24 and July 22-26; James K. Ho, member, Airports Commission, June 12-28; John Kriken, member, Art Commission, June 9-12; Sue Sommer Loos, member, Recreation and Park Commission, June 25-28; Paul Rosenstiel, member, Health Commission, June 18-20; Harry S. Parker, III, Director, Fine Arts Museums, June 4-8; Frederick F. Postel, Chief of Fire Department, June 17-22; Kenneth Romines, member, Library Commission, June 9-11; Arlo Smith, District Attorney, June 23-25; Roselyne Swig, member, Library Commission, June 14-29; Albert C. Walker, General Manager, Civil Service, June 23-25, 1992.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Harkness Avenue; rescinding Resolution No. 422-92. (Supervisor Migden)

File 42-92-20.1, Resolution No. 483-92

(Harkness Avenue, between San Bruno Avenue and Brussels Street, on Saturday, June 27, 1992, 10:00 a.m. until 6:00 p.m. for a neighborhood crime prevention fair sponsored by El Dorado School Neighborhood Betterment Council.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[AIDS Drug Program]

Resolution urging the Governor and the State Legislature to protect the State AIDS Drug Program.

File 12-92-28, Resolution No. 482-92

Supervisors Alioto and Achtenberg presented for immediate adoption.

Adopted.

[Summer Food Program]

Resolution authorizing the Mayor to apply for, accept and expend \$950,000 from the United States Department of Agriculture (USDA) to sponsor the summer food program for needy children.

Monday, June 15, 1992

File 68-92-7, Resolution No. 484-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for a grant of \$105,824 from the State Department of Health Services, for additional immunization services for infants and toddlers; waiving indirect costs.

File 146-92-39, Resolution No. 485-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[Federal Funds]

Resolution authorizing Director of Public Works to execute the necessary documents to accept and expend Federal and State funds for seismic retrofit of the six pedestrian overcrossings at Miraloma Street (Portola), Steiner Street (Geary), Jamestown Way, Harney Way, Army Street Circle and Gilman Avenue.

File 148-92-5, Resolution No. 480-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Migden, Shelley - 6.

Absent: Supervisors Achtenberg, Alioto, Hsieh, Kennedy, Maher - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

Monday, June 15, 1992

[Home Ownership Conversion]

Draft ordinance amending Subdivision Code by adding Article 11, consisting of Sections 1400 through 1410 and by amending Section 1332 to permit the conversion of residential rental property to condominium or other ownership subject to certain requirements. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 126-92-1

Referred to Board

[Breast Cancer]

Resolution urging all elected and appointed officials in the State of California and all women's organizations to promote community education, awareness and activism concerning breast cancer as a public health emergency. (Supervisors Migden, Gonzalez, Alioto, Shelley, Achtenberg, Hallinan, Kennedy presented.) Referred to Board June 22, 1992 For Adoption Without Committee Reference Calendar.

File 12-92-27

[Street Closing]

Resolution authorizing temporary closing of a portion of Lurline Street, between Funston Avenue and Kirkham Street, on Saturday, July 4, 1992, from 9:00 a.m. until 6:00 p.m. for a Fourth of July Block Party. (Supervisor Hsieh presented.) Referred to Board June 22, 1992 For Adoption Without Committee Reference Calendar.

File 42-92-24

[Advisory Task Force on Homelessness]

Resolution establishing Homeless Advisory Task Force to advise the Board of Supervisors on issues relating to homelessness. (Supervisor Kennedy presented.) Referred to Board June 22, 1992 For Adoption Without Committee Reference Calendar.

File 174-92-3

[Personal Assistant Services]

Resolution supporting the concept of significant redirection of federal, state and county funds from nursing homes and institutionalization to self-directed community-based personal assistant services. (Supervisor Migden presented.) Referred to Board June 22, 1992 For Adoption Without Committee Reference Calendar.

File 247-92-1

Referred to Committee

Monday, June 15, 1992

[Ballot Measure]

Charter amendment (First Draft) amending the Charter by adding Section 8.539-3 to increase the retirement allowances of miscellaneous officers and employees retired prior to July 2, 1991, from \$50.00 to \$75.00. (Supervisor Kennedy presented.) Referred to Administration and Oversight Committee.

File 218-92-1

Referred to Board

Report by Director, Human Rights Commission, concerning issues in connection with the Host International contract with the Airport. (Supervisor Shelley presented.) Scheduled for Board meeting of June 22, 1992.

File 27-92-3

Requests for Hearings:

File 100-92-4, By Supervisor Achtenberg: To consider service cuts to the Department of Public Health and Social Services Department as a result of early retirement (Proposition A). Referred to City Services Committee with request it be considered at a special meeting on June 30, 1992.

File 161-92-3.1, By Supervisor Kennedy: To consider the African-American Economic Empowerment Task Force recommendations for the \$3.2 million in Economic Development Funds. Referred to Joint meeting of the Economic and Social Policy Committee/Redevelopment Agency.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-29. [Settlement of Lawsuit] Authorizing settlement of litigation of Sandra Glosser against the City and County of San Francisco by payment of \$7,000. (City Attorney) Administration and Oversight

File 45-92-30. [Settlement of Lawsuit] Authorizing settlement of litigation of Santiago against the City and County of San Francisco by payment of \$22,500. (City Attorney) Administration and Oversight

File 52-92-3. [Underground Utility District 309] Amending Ordinance No. 96-89, which amended Ordinances No. 51-79, 298-86 and 305-88 to redefine Underground District 309, Buena Vista District, by requiring that all aerial utility facilities in this district, including those located on private property or in rear easements, be placed underground, and by requiring property owners to provide and maintain the underground supporting structures on their property. (Department of Public Works) City Services

Monday, June 15, 1992

File 97-92-25.1. [Fire Department Membership List] Amending Administrative Code by amending Section 16.6-6 thereof, adding and deleting certain organizations to the membership list of the Fire Department. (Fire Department) Finance

File 97-92-37. [Street Closure Fees] Amending Administrative Code (Temporary Use or Occupancy of Public Streets) by amending Section 2.70-6 thereof, to increase the application fee for temporary use of streets for street fairs from forty dollars to eighty dollars. (Department of Parking and Traffic) Finance

File 123-92-2. [Permit and Inspection Fees] Amending Public Works Code by amending Sections 179, 184.52, 708.2 and 725.3 to change the amounts of various fees provided for in those sections. (Department of Public Works) Finance

File 124-92-6. [Vehicle Removal Administrative Fee] Amending the Traffic Code by adding thereto Section 170.1, relating to imposing an administrative fee for removing vehicles from city streets and highways. (Department of Parking and Traffic) Finance

File 124-92-7. [Abatement of Abandoned Vehicles] Draft ordinance amending Traffic Code by adding, as Article 13A thereof, Section 225, relating to establishment of a service authority for abatement of abandoned vehicles; Section 226 relating to imposing a service fee for the Abandoned Vehicle Trust Fund; Section 227 relating to procedures for abatement of abandoned vehicles; and Section 228 relating to preparation of an Abandoned Vehicle Abatement Program and Plan; and by amending Article 14 thereof in the following particulars: amending Sections 230, 231 and 245 thereof, to include highways as property from which abandoned vehicles may be removed; further amending Section 231 thereof to add a definition of "Director of Parking and Traffic"; and further amending Section 245 thereof, to allow moneys received from the State's Abandoned Vehicle Trust Fund to be credited to the Abandoned Vehicle Abatement and Removal Fund of the City. (Department of Parking and Traffic) Finance

File 127-92-5. [Utility Users Tax Rate Adjustment] Amending Part III Municipal Code (Utility Users Tax) to expend the telephone users tax to interstate and international telephone communication services and to increase the rates of the telephone users tax to six and one-half percent (6-1/2%), of the electricity users tax to six and one-half percent (6-1/2%), of the gas users tax to six and one-half percent (6-1/2%), of the water users tax to six and one-half percent (6-1/2%), and of the steam users tax to six and one-half percent (6-1/2%) for one year commencing July 1, 1992. (Mayor) Finance

Resolutions Referred to Committee

File 41-92-1. [Assessment Costs - PG & E Services] Confirming report of assessment costs submitted by the Director of Public Works for gas and electric services ordered to be rendered at 49 Broderick Street aka 1007 Haight Street by said Director pursuant to Sections 203(m) and/or 203(o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works) Scheduled for Public Hearing before Board on June 29, 1992 at 3:00 p.m.

Monday, June 15, 1992

File 47-92-4. [Parking Rate Change] Approving changes in parking rates at City-owned parking facilities. (Department of Parking and Traffic) Finance

File 48-92-12. [Settlement of Claim] Approving the settlement of the unlitigated claim of Brenda Weiss by payment of \$8,500. (City Attorney) Administration and Oversight

File 48-92-13. [Settlement of Claim] Approving the settlement of the unlitigated claim of Judith Nitzberg by payment of \$10,000. (City Attorney) Administration and Oversight

File 48-92-14. [Settlement of Claim] Approving the settlement of the unlitigated claim of Bay Area Rentals by payment of \$6,862.15. (City Attorney) Administration and Oversight

File 61-92-1.1. [Contract Award Extension] Approving award of Municipal Railway Contract No. MR-1034R for procurement and installation of the Advanced Train Control System (ATCS); companion measure to File 61-92-1. (Public Utilities Commission) Finance

File 61-92-1.2. [Contract Award Extension] Approving award of Municipal Railway Contract No. MR-1034R for procurement and installation of the Advanced Train Control System (ATCS); approving a further 60-day extension from July 7, 1992, within which to award the contract; companion measure to File 61-92-1. (Public Utilities Commission) Finance

File 64-92-15. [Lease of Property] Authorizing a revocable license at 450 Seventh Street for the Police Department, for parking of police vehicles. (Real Estate Department) Finance

File 64-92-16. [Lease of Property] Authorizing extension of lease of real property at 732 Brannan Street for the District Attorney's Office. (Real Estate Department) Finance

File 64-92-17. [Lease of Property] Authorizing renewals and extensions of nine certain existing leases of real property required by the Retirement System, Police Department, Department of Public Works, Fire Department, Public Utilities Commission and the Fine Arts Museum. (Real Estate Department) Finance

File 64-92-18. [Amendment to Lease of Property] Authorizing amendment lease of real property at 1540 Market Street for Department of Public Health, Emergency Medical Services Agency. (Real Estate Department) Finance

File 89-92-9. [State Disability Insurance] Authorizing enrollment of Classification 9209 Police Services Aide in the State Disability Insurance Program. (Employee Relations Division) Administration and Oversight

File 89-92-10. [State Disability Insurance] Authorizing enrollment of Classification 1107 Rent Board Deputy Director in the State Disability Insurance Program. (Employee Relations Division) Administration and Oversight

Monday, June 15, 1992

File 146-92-36. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$99,534, from the Health Resources and Services Administration to fund the Field Test of the Uniform Reporting System Project; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health) Finance

File 146-92-37. [Grant - State Funds] Authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to apply, accept and expend a grant of \$470,769, which includes indirect costs in the amount \$20,530 based on ten percent of allowable salaries and a required match in the amount of \$318,913, which is sixty seven percent of the total award, from the State Department of Health Services, Maternal Child Health Branch for perinatal outreach services, and to execute a contract with the State for \$470,769 and any amendments thereto which do not increase this amount. (Department of Public Health) Finance

File 146-92-38. [Grant - State Funds] Authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to accept and expend a grant of \$377,803, which includes indirect costs in the amount of \$7,046 based on ten percent of allowable salaries and a required match in the amount of \$55,971, which is 14.8 percent of the total award, from the State Department of Health Services, Maternal Child Health Branch for perinatal and related services, and to execute a contract with the State for \$377,803 and any amendments thereto which do not increase this amount. (Department of Public Health) Finance

File 148-92-4. [Grant - Federal Funds] Authorizing the Director of Public Works to apply for, accept and expend Federal funds in the amount of \$7,257,000 for pavement renovation of various streets as listed in this resolution. (Department of Public Works) Finance

File 192-92-4. [Abandoned Vehicles] Designating the Parking and Traffic Commission of the City and County of San Francisco as the service authority for the abatement of abandoned vehicles and establishing a one dollar vehicle registration fee on all vehicles registered in San Francisco to be used only for the abatement, removal, and disposal of abandoned vehicles. (Department of Parking and Traffic) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letter of inquiry be sent to Director, Department of Parking and Traffic, to determine the feasibility of reinstalling the "No Parking During Business Hours" signs on both sides of the York Theatre located on 2789 24th Street.

By Supervisor Gonzalez, that letters be sent to the Director of Public Works and Director of Planning transmitting correspondence concerning alleged illegal actions at 897 39th Avenue and requesting a report of the results of the investigation.

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By Supervisor Gonzalez, that letter be sent to General Manager, Public Utilities Commission requesting that bus drivers be reminded to call out the streets when a blind person boards the bus, especially on the Number 19, 47, 49 and 42 buses.

By Supervisor Kennedy, that City Attorney prepare appropriate ordinance that would enable homeless people to vend donated clothing on sidewalks.

By Supervisor Kennedy, that letters be sent to the Director of Health and General Manager, Social Services Department, informing them that witnesses at the homeless hearings on June 9 and 11, 1992, testified that health conditions in some facilities providing shelter to homeless persons were "deplorable" and requesting the Director of Health inform the Board of current inspection policies and the condition of these facilities and that both addressees inform the Board of any legislative measures that the Board could take and/or any administrative measures the departments could take to ensure health, sanitary conditions in the shelters.

By Supervisor Kennedy, that letter be sent to Executive Director, Private Industry Council, informing her that witnesses at the homeless hearings on June 9 and 11, 1992, testified that there are few, if any, programs directed at retraining the homeless and requesting she respond to this problem and submit any recommendations the Private Industry Council may make to help alleviate this problem.

By Supervisor Kennedy, that letter be sent to Director, Real Estate Department, informing him that witnesses at the homeless hearings on June 9 and 11, 1992, testified that there are many vacant buildings in areas of the city highly impacted by the homeless and that in other jurisdictions and counties, municipalities have been able to gain access to these vacant buildings to provide shelter to the homeless and requesting the Director to inform the Board of the nature and number of vacant buildings in areas impacted by the homelessness and of any procedures by which the Department and/or the Board may obtain access to these buildings for the purpose of providing shelter to the homeless.

By Supervisor Kennedy, that letter be sent to Director, Real Estate Department, and General Manager, Social Services Department, informing them that witnesses at the homeless hearings on June 9 and 11, 1992, testified that other jurisdictions have located vacant land within their boundaries, made that land available for cultivation and employed homeless people to cultivate that land using the produce to provide wholesome food for those housed in homeless shelters and other local governmental entities and requesting that each addressee advise the Board of the feasibility of such a program in San Francisco and what steps the Board and/or the departments need to take to bring about such a program.

By Supervisor Kennedy, that letter be sent to General Manager, Social Services Department, informing him that witnesses at the homeless hearings on June 9 and 11, 1992, testified that there may be unused space in private residences in the City and County that could be used to provide temporary accommodations, made available in

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exchange for household chores, for homeless people screened carefully for reliability while they are getting themselves on their feet and asking the General Manager to inform the Board of the feasibility of such a program and what steps the Department and/or the Board needs to take to carry out such a program.

By Supervisor Kennedy, that letter be sent to General Manager, Social Services Department, informing him that witnesses at the homeless hearings on June 9 and 11, 1992, testified that there are not enough representative payees to meet the needs of homeless people receiving SSI, general assistance and other aid from the Department and requesting she inform the Board of the current policies, her views of the adequacy of the current payee program and any action she recommends the Board take to assist in enhancing the availability of representative payee services for homeless people.

By Supervisor Migden, that City Attorney advise whether the Board of Supervisors has authority, under the revenue and taxation code, to establish a program of amnesty for delinquent property taxes, interest and penalties.

By Supervisor Migden, that letter be sent to the Tax Collector requesting information concerning the delinquent property tax roll, with detail as to the amounts of principal, interest and penalties which are owing to date.

By Supervisor Migden, that letter be sent to the Public Guardian/Administrator requesting information concerning the cost of expanding the current payee program for homeless individuals.

By Supervisor Migden, that letter be sent to departing State Legislative Advocate requesting summary of issues and legislation pending in Sacramento which will impact State revenues to the City in the next fiscal year and which require the attention of the Board and the Mayor.

By Supervisors Kennedy and Achtenberg, that letter be sent to the District Attorney concerning those who were arrested during the protest of the acquittal of the four Los Angeles police officers who beat Rodney King, requesting he review the cases before him for substance and respond to this Board as to how the individuals being prosecuted for felonies were selected.

By Supervisor Kennedy, that City Attorney prepare resolution commending Hellan Roth Dowden for her services as Legislative Advocate to the City and County of Services.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

William Mailliard (By the Entire Board)
David Negro (Supervisor Shelley)
Joe Passen (Supervisors Migden, Shelley, Hallinan, Gonzalez)

Monday, June 15, 1992

File 2-92-24

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:15 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 15, 1992

Approved by the Board of Supervisors on February 8, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 87

No. 25

DOCUMENTS DEPT.

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Monday, June 22, 1992

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 22, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:17 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Alioto - 1.

Quorum present.

Supervisor Alioto excused, on official leave of absence..

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, October 7, 1991, be approved.

Motion carried by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

COMMUNICATION

The Clerk presented a communication from the Registrar of Voters, dated June 19, 1992, declaring the results of the Primary Election conducted June 2, 1992, in the City and County of San

Monday, June 22, 1992

Francisco (copy of which is contained in Board of Supervisors File 60-92-5.) and that the City Attorney is preparing a motion for Board action by the end of today's meeting or for the next Board meeting June 29, 1992.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Shelley requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Passed for Second Reading as Amended

[Excavation Fees]

((Ordinance amending Public Works Code, to authorize the Director of Public Works to set schedules of fees and to collect fees to recover costs of administering and regulating permitted excavations.))
(Department of Public Works)

Ordinance amending Public Works Code, to increase excavation fees to recover costs of administering and regulating permitted excavations.

File 123-92-1, Ordinance No.

(Amends Sections 352, 353, 368 and 374;
Adds Sections 352.1 and 352.2.)

On advice of the City Attorney, Supervisor Maher, seconded by Supervisor Kennedy, moved technical amendment to title to read:
"Ordinance amending Public Works Code, to increase excavation fees to recover costs of administering and regulating permitted excavations."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Monday, June 22, 1992

Severed from Consent Calendar

Supervisor Maher requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Passed for Second Reading as Amended

[Parking Meter Rates]

((Ordinance amending Traffic Code, to increase the rates for parking meters within parking meter areas numbers 2, 3 and 4.)) (Department of Parking and Traffic)

Ordinance amending Traffic Code, to increase the amounts of fines that may be imposed against persons who violate parking meter payment requirements within parking meter areas numbers 2, 3 and 4.

File 124-92-5, Ordinance No.

(Amends Section 210.)

Supervisor Maher, seconded by Supervisor Kennedy, moved to amend title to read: "Ordinance amending Traffic Code, to increase the amounts of fines that may be imposed against persons who violate parking meter payment requirements within parking meter areas numbers 2, 3 and 4."

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

Monday, June 22, 1992

[Government Funding]

Ordinance appropriating \$123,240, Mayor's Office of Economic Planning and Development, for permanent salaries and related mandatory fringe benefits. (Controller)

File 101-91-72, Ordinance No. 193-92

Finally passed.

[Government Funding]

Ordinance appropriating \$35,000, District Attorney, for litigation expenses. (Controller)

File 101-91-80, Ordinance No. 200-92

Finally passed.

[Government Funding]

Ordinance appropriating \$6,220,350, Police Department, for facilities maintenance projects (various police facilities improvements); placing \$4,641,107 on reserve. (Controller)

File 101-91-75, Ordinance No. 195-92

Finally passed.

[Government Funding]

Ordinance appropriating \$972,000, Department of Public Health - DMSF, for capital improvement project (miscellaneous project services); placing \$972,000 on reserve. (Controller)

File 101-91-77, Ordinance No. 197-92

Finally passed.

[Government Funding]

Ordinance appropriating \$286,000, Department of Public Works, for program project budget (repair and demolition). (Controller)

File 101-91-79, Ordinance No. 199-92

Finally passed.

[Government Funding]

Ordinance appropriating \$65,000,000, Public Works, for capital improvement project (Islais Creek Transport Storage) for fiscal year 1991-92; placing \$61,930,000 on reserve. (Supervisor Gonzalez)

Monday, June 22, 1992

File 101-91-82, Ordinance No. 201-92

Finally passed.

[Grant of Easement]

Ordinance authorizing the conveyance of an easement (Williams Avenue and Newhall Street) to the Redevelopment Agency; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-92-5, Ordinance No. 192-92

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Interim Annual Appropriation]

Interim Annual Appropriation Ordinance for Fiscal Year 1992-93.
(Mayor)

File 101-92-1, Ordinance No. 691-92

(An interim ordinance appropriating estimated receipts for estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 1993.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Monday, June 22, 1992

[Interim Annual Salary Ordinance]

Interim Annual Salary Ordinance for Fiscal Year 1992-93. (Civil Service Commission)

File 102-92-1, Ordinance No. 190-92

(An interim ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the fiscal year ending June 30, 1993, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof, and authorizing appointments to temporary positions and fixing compensations therefor.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Government Funding]

Ordinance appropriating \$58,623,480, Department of Public Works, for various improvement projects and \$236,520 for various program project budgets; placing \$45,778,418 on reserve. (Controller)

File 101-91-74, Ordinance No. 194-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Government Funding]

Ordinance appropriating \$423,480, Public Library, for various capital improvement projects; providing for ratification of action previously taken. (Controller)

File 101-91-76, Ordinance No. 196-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Monday, June 22, 1992

[Government Funding]

Ordinance appropriating \$22,266, Department of Public Works, for capital improvement project (various locations, traffic signal installations) and certifying \$22,266 from capital improvement project (various locations - traffic signal installations), to cover overage above ten percent (10%) of contracted amount pursuant to provisions of Charter Section 7.203; providing for ratification of action previously taken. (Controller)

File 101-91-78, Ordinance No. 198-92

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Recommendation of Administration and Oversight Committee

Passed for Second Reading As Amended

[Transfer of Sick Leave and Vacation Benefits]

Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by providing that hours transferred to a catastrophically ill employee which remain unused at that employee's death, ((retirement or)) resignation or retirement shall be distributed among certain other catastrophically ill employees, unless the donating employee specifies otherwise. (Supervisors Britt, Migden, Shelley, Achtenberg)

File 97-92-24, Ordinance No.

(Amends Section 16.9-29(g).)

Supervisor Britt, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by providing that hours transferred to a catastrophically ill employee which remain unused at that employee's death, resignation or retirement shall be distributed among certain other catastrophically ill employees, unless the donating employee specifies otherwise."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Passed for second reading as amended by the following vote:

Monday, June 22, 1992

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Zoning Map Amendment - Noe Valley Neighborhood Commercial District] Ordinance amending City Planning Code, amending the Zoning Map for properties generally described as Assessor's Block 6538, Lot 23 from RH-2 to 24th Street - Noe Valley Neighborhood Commercial District; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Achtenberg)

File 36-91-8, Ordinance No. 191-92

(Approved by City Planning Resolution No. 13277.)
(Categorically exempt from Environmental Review.)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Tabled

[General Assistance - Income Disregard] Ordinance amending Administrative Code, General Assistance Program, to suspend from August 1, 1992 through September 30, 1992, the imposition of the automatic adjustment to the maximum General Assistance Grant amounts provided in this section. (Finance Committee)

File 97-92-38, Ordinance No.

(Amends Section 20.57.)

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Monday, June 22, 1992

Absent: Supervisor Alioto - 1.

Consideration Continued

[Peninsula Commute Services]

Motion requesting the Mayor to renegotiate amendment to the Joint Powers Agreement between the City and County of San Francisco, The San Mateo County Transit District and the Santa Clara County Transit District pertaining to future planning, oversight and operation of the Peninsula Commute Service, to adjust San Francisco's responsibility for its portion of administrative costs of the joint powers board to reflect more accurately the proportion of the ridership that originates in San Francisco. (Supervisor Hsieh)

File 171-92-2

Supervisor Hsieh, seconded by Supervisor Kennedy, moved to continue consideration to June 29, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

From Administration and Oversight Committee "Without Recommendation"

Adopted as Amended

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with San Francisco Police Officers Association. (Supervisors Maher, Hallinan, Alioto)

File 93-92-16.2, Resolution No. 529-92

Supervisor Maher, seconded by Supervisor Hsieh, moved to amend resolution to reflect adoption of memorandum of understanding as agreed upon by both parties on June 22, 1992.

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Monday, June 22, 1992

Adopted

[Memorandum of Understanding]

Motion recognizing the Office of Citizen Complaints provisions in the Police Officers Association Memorandum of Understanding and requesting the Police Commission to further consider the recommendations of the Police Discipline Task Force regarding openness of the Office of Citizen Complaints process.

File 93-92-16.3

Supervisor Hallinan presented and, seconded by Supervisor Achtenberg, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Requests Granted

Supervisor Conroy, seconded by Supervisor Kennedy, moved that the Clerk be directed to send a letter to the Mayor's Employee Relations Division and the San Francisco Police Officers Association indicating the Board of Supervisors joins them in their intention to construe the memorandum of understanding to include providing dental benefits for three widows of police officers killed in the line of duty.

Motion adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Gonzalez - 2.

Clerk directed to comply.

Supervisor Hallinan requested that copy of motion concerning openness issue be sent to the Honorable Police Commission.

No objection and Clerk directed to comply.

From the Board

Report Received

Report from Director of Human Rights Commission, concerning issues in connection with the Host International contract with the Airport. (Supervisor Shelley)

File 27-92-3

Monday, June 22, 1992

The Director, Human Rights Commission, appeared and gave his report concerning the process which was used by Host International in awarding contracts to San Francisco minorities and women-owned businesses (copy of which is contained in the file in the office of the Clerk of the Board of Supervisors).

Request Granted

Supervisor Achtenberg requested that City Attorney prepare resolution, for immediate adoption on Monday, June 29, expressing the displeasure of the Board of Supervisors and the various concerns of the members regarding the selection criteria used by Host International, whether Host employees or City employees should be allowed to participate, whether there should be a waiting period before Host or City employees are eligible, methods to focus on San Francisco-owned businesses, women and minority-owned businesses, urging cooperation among Host International, the Airport Commission and Human Rights Commission to more effectively provide opportunities for San Francisco minority and women-owned business to participate.

No objection and request granted.

SPECIAL ORDER - 4:00 P.M.

Hearing Held

[Public Hearing]

Public hearing on the proposed Annual Budget of the City and County of San Francisco and proposed Annual Appropriation Ordinance for fiscal year 1992-93.

File 100-92

The privilege of the floor was granted to the following persons:

Dehnert Queen;
Thelma Montrie.

COMMITTEE REPORTS

From Administration and Oversight Committee
Without Recommendation

Passed for Second Reading

[Salary Standardization - Registered Nurses]

An ordinance fixing, designating, enumerating and providing

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schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District, the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.403 of the Charter and establishing benefits, working schedules and conditions of employment and methods of payment, effective July 1, 1992. (Civil Service Commission)

File 103-92-1, Ordinance No.

(May 26, 1992 - Motion adopted by the Board of Supervisors, extending date for second reading to June 22, 1992 and to June 29, 1992 for final passage.)

Supervisor Hallinan presented without recommendation of committee.

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Britt - 2.

Recommendation of Administration and Oversight Committee

Consideration Continued

[MOU - Staff and Per Diem Nurses]

Resolution ratifying Memorandum of Understanding with SEIU Local 790 (Staff Nurse and Per Diem Nurse). (Supervisor Hallinan)

File 93-92-19, Resolution No.

Supervisor Hallinan presented a recommendation of committee.

Supervisor Migden, seconded by Supervisor Kennedy, moved to continue consideration to June 29, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Britt - 2.

Recommendation of City Services Committee

Consideration Continued as Amended

[Business Advisory Commission]

Ordinance repealing existing provisions of Administrative Code, abolishing the Bureau of Small Business and Small Business Advisory

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Commission, and establishing a Business Advisory Commission within the Mayor's Office of Economic Planning and Development. (Small Business Advisory Commission)

File 97-92-19, Ordinance No.

Supervisor Achtenberg presented as recommendation of Committee.

Supervisor Hallinan, seconded by Supervisor Achtenberg, moved to amend page five, line six by adding subparagraph as follows: "(7) The Commission shall form a Small Business Subcommittee, whose membership shall consist of those members of the commission who represent businesses with fewer than 20 employees. This subcommittee will meet regularly and advise the commission regarding issues of importance to businesses with fewer than 20 employees."

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Achtenberg, Britt, Hallinan, Migden - 4.

Noes: Supervisors Conroy, Gonzalez, Hsieh, Kennedy, Maher, Shelley - 6.

Absent: Supervisor Alioto - 1.

Supervisor Achtenberg, seconded by Supervisor Migden, moved to amend to reflect that the Mayor shall appoint eight members and the Board of Supervisors shall appoint seven members, to be divided on page two as follows: line 15, four by the Mayor and four by the Supervisors; line 19, one by the Mayor and one by the Supervisors; line 21, one by the Mayor and one by the Supervisors; line 23, two by the Mayor and one by the Supervisors.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Achtenberg, Britt, Hallinan, Migden - 4.

Noes: Supervisors Conroy, Gonzalez, Hsieh, Kennedy, Maher, Shelley - 6.

Absent: Supervisor Alioto - 1.

Supervisor Achtenberg, seconded by Supervisor Migden, moved to amend page one, line 24, after "Mayor," insert "subject to confirmation by the Board of Supervisors".

After a period of discussion, Supervisor Migden, seconded by Supervisors Britt and Achtenberg, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Monday, June 22, 1992

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Supervisor Achtenberg's pending motion to amend was adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Migden, Shelley - 6.

Noes: Supervisors Conroy, Hsieh, Kennedy, Maher - 4.

Absent: Supervisor Alioto - 1.

The roll was then called on the pending ordinance, as amended, and it was refused adoption by the following vote:

Ayes: Supervisors Achtenberg, Gonzalez, Shelley - 3.

Noes: Supervisors Britt, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisor Alioto - 1.

Supervisor Gonzalez, seconded by Supervisor Achtenberg, moved to rescind the previous vote.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Noes: Supervisor Conroy - 1.

Absent: Supervisor Alioto - 1.

Supervisor Gonzalez, seconded by Supervisor Maher, moved to continue consideration, as amended, to July 6, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Noes: Supervisors Achtenberg, Hallinan - 2.

Absent: Supervisor Alioto - 1.

Monday, June 22, 1992

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Jean Boise;
Dehnert Queen;
Margaret Vergus;
John O'Brien.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Advisory Task Force on Homelessness]

Resolution establishing Homeless Advisory Task Force to advise the Board of Supervisors on issues relating to homelessness. (Supervisors Kennedy, Conroy, Shelley, Achtenberg, Migden, Gonzalez)

File 174-92-3, Resolution No.

(June 15, 1992 - Introduced in Board for consideration June 22, 1992.)

At the request of Supervisor Kennedy, the above subject legislation was referred to the Economic and Social Policy Committee.

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Tabled

[Personal Assistant Services]

Resolution supporting the concept of significant redirection of federal, state and county funds from nursing homes and institutionalization to self-directed community-based personal assistant services. (Supervisor Migden)

Monday, June 22, 1992

File 247-92-1, Resolution No.

(June 15, 1992 - Introduced in Board for consideration June 22, 1992.)

Supervisor Migden, seconded by Supervisor Kennedy, moved to table.

Tabled by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Migden, Shelley - 6.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher - 5.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Breast Cancer]

Resolution urging all elected and appointed officials in the State of California and all women's organizations to promote community education, awareness and activism concerning breast cancer as a public health emergency. (Supervisors Migden, Gonzalez, Alioto, Shelley, Achtenberg, Hallinan, Kennedy)

File 12-92-27, Resolution No. 527-92

(June 15, 1992 - Introduced in Board for consideration June 22, 1992.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Lurline Street, for a Fourth of July Block Party. (Supervisor Hsieh)

File 42-92-24, Resolution No. 528-92

(Lurline Street, between Funston Avenue and Kirkham Street, on Saturday, July 4, 1992, from 9:00 a.m. until 6:00 p.m.)

(June 15, 1992 - Introduced in Board for consideration June 22, 1992.)

Adopted.

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[New Condominium Project]

Motion approving final map of 1921 Jefferson Street, a condominium project, being a resubdivision of Lots 9 thru 29, in Assessor's Block 914; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-92-15

(June 15, 1992 - Introduced in Board for consideration June 22, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Migden, Shelley - 6.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher - 5.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-25, Resolution No. 521-92

(Mayor Frank Jordan, June 16 - 22; James Diegnan, Vice President, Health Service System, September 18 - 23; Michael Hennessey, Sheriff, July 1 - 10 and August 19 - September 4; Victor Makras, member, Public Utilities Commission, June 3 - 5; Harry Paretchan, member, Health Service System, September 18 - 23; Harry S. Parker, III, Director, Fine Arts Museums, June 4 - 8; Juan Rios, member, Civil Service Commission, June 1 - 6; Thelma Shelley, Managing Director, War Memorial, July 31 - August 4; Claire Zvanski, President, Health Service System, September 18 - 23, 1992.)

Adopted.

Monday, June 22, 1992

[Federal Funding]

Resolution approving allocations of Federal Refugee funds proposed by the Private Industry Council for July through October 1992 and authorizing the President of that council to sign, enter into and execute a contract with the state based on that plan. (Supervisor Gonzalez)

File 156-92-1.1, Resolution No. 525-92

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[State Budget]

Resolution opposing major cuts in the State Budget for health, welfare and education programs and urging the State Legislature to consider revenue generating measures that will reduce budget cuts.

File 12-92-25.1, Resolution No. 523-92

Supervisors Migden, Achtenberg, Gonzalez, Shelley presented for immediate adoption.

Adopted.

[FEMA Regulations]

Resolution urging Federal Emergency Management Agency (FEMA) not to adopt a proposed regulation restricting the eligibility of private nonprofit facilities for disaster assistance grants made under Stafford Disaster Relief and Emergency Assistance Act; urging Federal Emergency Management Agency to adopt a regulation implementing the Stafford Act that would guarantee the eligibility of all incremental costs for work related to a disaster.

File 13-92-9, Resolution No. 520-92

Supervisors Shelley, Achtenberg, Gonzalez presented for immediate adoption.

Adopted.

[Grant, Federal Funds]

Resolution authorizing the Mayor to apply for a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed \$200,000 for a program to aid low- and moderate-income neighborhood residents to become self-employed.

File 68-92-9, Resolution No. 522-92

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Supervisor Gonzalez presented for immediate adoption.

Adopted.

[Grant, State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for a grant up to the amount of \$6,279,053 which excludes indirect costs from the U.S. Department of Health and Human Services, Office for Treatment Improvement through the State of California Department of Alcohol and Drug Programs to provide substance abuse services to residents with HIV/AIDS and related diseases (Community Based Outreach and Intervention Demonstration Program).

File 146-92-42, Resolution No. 524-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Kennedy, Migden, Shelley - 6.

Absent: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Special Election]

Ordinance calling and providing for a special election to be held in the City and County on Tuesday, November 3, 1992, for the purpose of submitting to the voters of the City and county propositions to incur the following bonded debts of the City and County for the acquisition, construction or completion by the city and County of the following municipal improvements, to wit: \$350,000,000 to provide loans for the seismic strengthening of unreinforced masonry buildings for affordable housing, market-rate residential, commercial and institutional purposes and establishing certain terms and conditions in connection with said loans; \$158,100,000 for construction and reconstruction of correctional facilities to replace the existing San Bruno jail facilities; \$40,800,000 for construction and reconstruction of Fire Department facilities; that the estimated cost of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of

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the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; and providing that the election precincts, voting places and officers for election shall be the same as for such general election. (Supervisors Hsieh, Gonzalez, Conroy presented.) Referred to Finance Committee with request it be considered at the July 8, 1992 meeting.

File 60-92-4

[Lease Amendment]

Ordinance approving Second Amendment to lease between Mission Creek Harbor Association and the City and County operating by and through the San Francisco Port Commission. (Supervisor Maher presented.) Referred to Finance Committee with request it be considered as soon as possible.

File 65-92-9

[State Legislation]

Resolution supporting SB 1141, which would fully establish bicycle use as an integral part of California's multimodal transportation system. (Supervisor Britt presented.) Referred to Economic and Social Policy Committee.

File 12-92-29

[Street Closing]

Resolution waiving the requirement that the sponsor of the Annual Halloween street closing in the Castro Street area provide insurance and waiving all fees except for the street closure permit fee and the loudspeaker permit filing fee. (Supervisor Britt presented.) Referred to Finance Committee.

File 42-92-25

Referred to Board

[Grant, State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to apply for a grant of \$283,000 which includes indirect costs in the amount of \$14,150 based on five percent of the direct costs from the State Department of Mental Health Services, for consultation, education and information services. (Supervisor Gonzalez presented.) Referred to Board June 29, 1992 For Adoption Without Committee Reference Calendar.

File 146-92-40

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[Grant, State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for a grant up to the amount of \$1,575,000 which excludes indirect costs from the U.S. Department of Health and Human Services, Office for Treatment Improvement through the State of California Department of Alcohol and Drug Programs to provide substance abuse services to residents who are in need of substance abuse treatment (Capacity Expansion Program); waiving indirect costs. (Supervisor Gonzalez presented.) Referred to Board June 29, 1992 For Adoption Without Committee Reference Calendar.

File 146-92-47

[Grant, State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for a grant up to the amount of \$1,880,970 which excludes indirect costs from the U.S. Department of Health and Human Services, Office for Treatment Improvement through the State of California Department of Alcohol and Drug Programs to provide treatment expansion and capacity expansion to adolescents and young adults with substance abuse problems (Capacity Expansion Grant Program). (Supervisor Gonzalez presented.) Referred to Board June 29, 1992 For Adoption Without Committee Reference Calendar.

File 146-92-48

[Drug, Alcohol and Tobacco Committee]

Resolution approving the membership of the Drug, Alcohol and Tobacco Education Advisory Subcommittee of the San Francisco Unified School District. (Supervisor Shelley presented.) Referred to Board June 29, 1992 For Adoption Without Committee Reference Calendar.

File 248-92-1

Referred to Committee

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 8.500-1, 8.559-8, 8.585-9, 8.586-9 and 8.588-9, relating to the coordination of retirement benefits for safety employees and miscellaneous employees. (Supervisor Achtenberg presented.) Referred to Administration and Oversight Committee.

File 242-92-1

Requests for Hearings:

File 55-92-1, By Supervisor Maher: To consider alternatives to Doyle Drive and to consider the recommendations of the Doyle Drive Task Force. Referred to Economic and Social Policy Committee.

Monday, June 22, 1992

File 100-92-5, By Supervisor Migden: To consider the impact of State budget cuts on the revenue of the City and County. Referred to Finance Committee with request that it be considered at the June 24, 1992 meeting.

File 102-92-3, By Supervisor Hsieh: To consider enacting legislation separating all positions that remain vacant as a result of employees who elected to take early retirement, from the 1992-93 Budget. Referred to Finance Committee.

File 124-92-4.1, By Supervisor Gonzalez: To consider increasing the rates for parking meters within parking meter areas numbers 2, 3 and 4. Referred to Finance Committee with request it be considered at the June 24, 1992 meeting.

File 207-92-8, By Supervisor Maher: To consider the availability and conditions of facilities for women police officers and firefighters in precincts and fire stations. Referred to City Services Committee.

Referred to Board

File 165-92-9 [Management Audit] Motion directing the Budget Analyst to prepare a complete and comprehensive management audit of the San Francisco Housing Authority. (Supervisor Kennedy presented.) Referred to Board June 29, 1991 For Adoption Without Committee Reference Calendar.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-31. [Settlement of Lawsuit] Authorizing settlement of litigation of Ray McCowan against the City and County of San Francisco by payment of \$16,000. (City Attorney) Administration and Oversight

File 45-92-32. [Settlement of Lawsuit] Authorizing settlement of litigation of Essel and Homer Magat against the City and County of San Francisco by payment of \$26,000. (City Attorney) Administration and Oversight

File 45-92-33. [Settlement of Lawsuit] Authorizing settlement of litigation of Jay Endicott against the City and County of San Francisco by payment of \$6,000. (City Attorney) Administration and Oversight

File 45-92-34. [Settlement of Lawsuit] Authorizing settlement of litigation of City and County of San Francisco v. Terminals Equipment Company, Inc. for \$7,500,000 plus interest at six percent annually from December 1, 1991. (City Attorney) Administration and Oversight

Monday, June 22, 1992

File 96-92-4. [Sale of Surplus Property] Authorizing the sale of surplus City-owned property to Mission Housing Development Corporation, for development of 50 units of low-income senior housing; and to adopt findings pursuant to Planning Code Section 101.1. (Real Estate Department) Finance

File 151-92-1.1. [Redevelopment Plan Amendment] Amending Ordinance No. 14-81, amended by Ordinance No. 50-84, amended by Ordinance No. 405-91, amended by Ordinance No. 137-92, approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area by amending said plan to expand the Project Area by adding land to the Rincon Point Sub-area of the Project Area, specifically the eastern 3,446 square feet of Lot 33 of Assessor's Block 3741, bounded by the easterly line of the existing Embarcadero Freeway Right-of-Way, (between Spear and Steuart Streets) and the existing westerly boundary of the Rincon Point Sub-area, and to extend for five (5) years the Agency's authority to utilize eminent domain to acquire property within the Rincon Point - South Beach Redevelopment Project Area; companion measure to File 151-92-1. (Redevelopment Agency) Scheduled for Public Hearing before Board on August 3, 1992 at 3:00 p.m.

File 151-92-2. [Redevelopment Plan Amendment] Amending Ordinance No. 273-64, amended by Ordinance No. 264-70, amended by Ordinance No. 288-76, amended by Ordinance No. 491-86, amended by Ordinance No. 452-87, approving the Redevelopment Plan for the Western Addition Redevelopment Project Area A-2 by amending said plan to (1) increase the limitation on the number of tax increment funds that may be divided and allocated to the Redevelopment Agency for use under the Redevelopment Plan, specially to increase the limitation from \$65.3 million to \$190.3 million; (2) extend the time, from October 13, 1994 to October 13, 2000 for the establishment or incurrence by the Redevelopment Agency of any loans, advances, or indebtedness to finance the project in whole or in part and to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code; and (3) extend the time limit from 30 to 36 years after the original 1964 plan adoption date, for the establishment of, or incurrence of, loans, advances and indebtedness to finance the project in whole or in part. (Redevelopment Agency) Scheduled for Public Hearing before Board on August 3, 1992 at 3:00 p.m.

Resolutions Referred to Committee

File 7-92-3. [Public Transportation] Making a finding concerning proposed revisions of the Municipal Railway fare schedule; companion measure to File 7-92-3.1. (Public Utilities Commission) To Finance Committee with direction to report back to the Board on July 6, 1992.

File 7-92-3.1. [Public Transportation] Approving a revised fare schedule for the San Francisco Municipal Railway; companion measure to File 7-92-3. (Public Utilities Commission) To Finance Committee with direction to report back to the Board on July 6, 1992.

Monday, June 22, 1992

File 48-92-15. [Settlement of Claim] Approving the settlement of the unlitigated claim of Neva Olson by payment of \$35,000. (City Attorney) Administration and Oversight

File 61-92-5. [Contract Award Extension] Granting extension of time for awarding Municipal Railway Contract No. MR-898, 14 Mission Line Trolley Overhead Reconstruction (Phase A, Persia Avenue to Daly City Loop). (Public Utilities Commission) Finance

File 64-92-19. [Lease of Property] Authorizing extension of an existing lease of real property at 1625 Van Ness Avenue for offices for the Department of Social Services' Child Welfare Division. (Real Estate Department) Finance

File 64-92-20. [Lease of Property] Authorizing extension of an existing lease of real property at 1182 Market Street for offices for the Commission on the Aging. (Real Estate Department) Finance

File 64-92-21. [Extension of Existing Real Property Sublease] Authorizing extension of an existing sublease of real property at 3000 Third Street for Municipal Railway, required for maintenance and storing of Municipal Railway buses. (Real Estate Department) Finance

File 68-92-8. [Grant - Federal Funds] Authorizing the Mayor of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$35,991 made available through the Office of Criminal Justice Planning for a project entitled "Gang Prevention Program GVSP", and agreeing to provide matching funds in the amount of \$3,599. (Mayor) Finance

File 93-92-23. [MOU] Ratifying Wage Freeze Memorandum of Understanding with Electrical Workers, Local 6. (Employee Relations Division) Administration and Oversight

File 93-92-24. [MOU] Ratifying Wage Freeze Memorandum of Understanding with the San Francisco District Attorney Investigators Association. (Employee Relations Division) Administration and Oversight

File 93-92-25. [MOU] Ratifying Memorandum of Understanding with Teamsters Local 856 (Freight Checkers, Clerical Employees and Helpers). (Employee Relations Division) Administration and Oversight

File 93-92-26. [MOU] Ratifying Memorandum of Understanding with the Union of American Physicians and Dentists (for Bargaining Unit 8-CC). (Employee Relations Division) Administration and Oversight

File 93-92-27. [MOU] Ratifying Memorandum of Understanding with the Union of American Physicians and Dentists (for Bargaining Unit 11-AA). (Employee Relations Division) Administration and Oversight

File 93-92-28. [MOU] Ratifying extension of Memorandum of Understanding with SEIU Locals 250/535/790 to February 28, 1993. (Employee Relations Division) Administration and Oversight

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File 93-92-29. [MOU] Ratifying extension of Memorandum of Understanding with IFPTE Local 21 to November 23, 1992. (Employee Relations Division) Administration and Oversight

File 130-92-3. [Grant - State Funds] Authorizing the Chief Adult Probation Officer of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$105,055 made available through the Office of Criminal Justice Planning for a project entitled "Gang Caseload Component of the Intensive Services Unit", and agreeing to provide matching funds in the amount of \$11,673. (Adult Probation Department) Finance

File 130-92-4. [Anti-Drug Abuse Funds] Authorizing the Chief Adult Probation Officer of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$188,400 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Adult Probation's Drug Abatement Project". (Adult Probation Department) Finance

File 138-92-2. [Grant - State Funds] Authorizing the District Attorney of the City and County of San Francisco to apply for funds in the amount of \$112,970 made available through the Office of the Attorney General for the operation of a project entitled "Child Victim Witness Investigative Pilot Project", for the twelve month period July 1, 1992 through June 30, 1993. (District Attorney) Finance

File 138-92-3. [Grant - State Funds] Authorizing the District Attorney of the City and County of San Francisco to apply for, accept and expend grant funds in the amount of \$236,141 made available through the California Office of Criminal Justice Planning for the operation of the Career Criminal Program for the twelve month period July 1, 1992 through June 30, 1993 and agreeing to provide cash match in the amount of \$23,614. (District Attorney) Finance

File 138-92-4. [Grant - State Funds] Authorizing the District Attorney of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$330,812 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Drug Abatement Project", for the twelve month period July 1, 1992 through June 30, 1993. (District Attorney) Finance

File 143-92-2. [Grant - Federal Funds] Authorizing the Chief of Police of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$137,962 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Police Department's Drug Abatement Project". (Police Commission) Finance

File 146-92-41. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to apply for a continuation grant of \$1,794,405, which includes indirect costs in the amount of \$207,155 based on twenty percent of personnel costs, from the Department of Health and Human Services, Centers for Disease Control, to continue funding the Epidemiologic Study of the natural history of HIV/AIDS in homosexual/bisexual men previously enrolled in studies of Hepatitis B Infection. (Department of Public Health) Finance

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File 146-92-43. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to accept and expend a supplemental grant of \$39,501 from the Health Resources and Services Administration to augment the Ryan White Comprehensive AIDS Resources Emergency (Care/Title Formula) Disaster Relief Grant; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health) Finance

File 146-92-44. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to accept and expend a supplemental grant of \$420,851, which includes indirect costs in the amount of \$45,418, based on twenty percent of salaries, from the Centers for Disease Control to funds the HIV Incidence in Homosexual/Bisexual Males Research Project; providing for ratification of action previously taken. (Department of Public Health) Finance

File 146-92-45. [Comprehensive Tobacco Control Plan and Budget] Authorizing adoption of the 1992-94 Comprehensive Tobacco Control Plan and Budget Supplemental Perinatal Outreach Plan. (Department of Public Health) Finance

File 146-92-46. [Allocation - State Funds] Authorizing the Department of Public Health, Community Public Health, Bureau of Health Promotion and Education, to accept and expend \$2,127,666, which will include indirect costs equal to thirteen percent of personnel costs from the State Department of Health Services, provided that the Department of Public Health expends the funds consistent with the 1992-94 Comprehensive Tobacco Control Plan and Budget, and the Supplemental Perinatal Outreach Plan and Budget; companion measure to File 146-92-45. (Department of Public Health) Finance

File 152-92-2. [Anti-Drug Abuse Funds] Authorizing the Sheriff of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$84,558 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Sheriff's Drug Abatement Project". (Sheriff) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letter be sent to District Attorney requesting information concerning alleged illegal drug activities at 349 Cumberland Street, felony case number 920195329.

By Supervisor Gonzalez, that letter be sent to Director of Public Works requesting investigation of deterioration of sidewalk at 2860 and 2858 24th Street caused by tree roots and whether the limbs of the tree should be cut to prevent access into properties along side the tree.

By Supervisor Gonzalez, that letter be sent to his Honor, the Mayor, urging him to support the United Tenderloin Community Fund's proposal to use Hotel Mitigation monies (Nikko funds) to develop and complete a low-income housing project to be located in the North of Market area.

Monday, June 22, 1992

By Supervisor Gonzalez, that City Attorney draft appropriate legislation to protect renters from having portions of their cleaning deposit deducted without just cause.

By Supervisor Hsieh, that City Attorney prepare ordinance separating all positions that remain vacant as a result of employees who elected to take early retirement, from the 1992-93 Budget.

By Supervisor Britt, that City Attorney review the Brown Act applications and provide written opinion, at soon as possible, regarding the June 18, 1992 arbitration board meeting concerning the San Francisco Police Officers Association which was held with little or no public notice.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Mary Erckenbrack (Supervisor Britt)
Justin Markham (Supervisor Kennedy)
Abe Mellinkoff (Supervisor Maher)

File 2-92-25

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:57 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 22, 1992

Approved by the Board of Supervisors on February 16, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

sd.
Vol. 87

No. 26

Monday, June 29, 1992

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City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 29, 1992 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Kevin F. Shelley presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Alioto - 1.

Quorum present.

Supervisor Alioto excused, on official leave of absence.

Presentation of Guests

Supervisor Achtenberg introduced and welcomed a delegation from Japan who are members of the organization "OCCUR".

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Kanda Masanori.

No objection and motion carried.

Mr. Masanori indicated the purpose of their visit to San Francisco was to join in the Gay and Lesbian celebration and to do research on use of activism to promote changes.

CONSENT CALENDAR

Recommendations of Administration and Oversight Committee

Monday, June 29, 1992

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of David Chan, et al., v. City and County et al., by payment of \$10,640. (City Attorney)

File 45-92-24, Ordinance No.

(Municipal Court No. 056-969.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of James Pan against the City and County by payment of \$16,829.40. (City Attorney)

File 45-92-25, Ordinance No.

(U.S. District Court No. C90-0601 VRW.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Deborah Lollie-Jackson against the City and County by payment of \$30,000. (City Attorney)

File 45-92-27, Ordinance No.

(U.S. District Court No. C85-4925 JPV.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Terway Car Rental, Inc., against the City and County by payment of \$24,233.52. (City Attorney)

File 45-92-28, Ordinance No.

(Municipal Court No. 062-460.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Sandra Glosser against the City and County by payment of \$7,000. (City Attorney)

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File 45-92-29, Ordinance No.

(Superior Court No. 924-606.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Santiago against the City and County by payment of \$22,500. (City Attorney)

File 45-92-30, Ordinance No.

(Municipal Court No. 036-970.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Harold Wilson Bell v. Avis Rent A Car, et al., upon receipt of the sum of \$7,500 and dismissal of complaint. (City Attorney)

File 46-92-7, Ordinance No.

(Superior Court No. 906-593.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of City and County v. Dionicio Guzman, et al., upon receipt of the sum of \$12,500 and dismissal of complaint. (City Attorney)

File 46-92-8, Ordinance No.

(Municipal Court No. 063-346.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Glenridge Apartments, Ltd., et al., by payment of \$122,211.69. (City Attorney)

File 48-92-11, Resolution No. 550-92

Adopted.

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[Settlement of Claim]

Resolution approving the settlement of unlitigated claim of Brenda Weiss by payment of \$8,500. (City Attorney)

File 48-92-12, Resolution No. 551-92

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Judith Nitzberg by payment of \$10,000. (City Attorney)

File 48-92-13, Resolution No. 552-92

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Bay Area Rentals by payment of \$6,862.15. (City Attorney)

File 48-92-14, Resolution No. 553-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of classification 9209 Police Services Aide in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-9, Resolution No. 554-92

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of classification 1107 Rent Board Deputy Director in the State Disability Insurance Program. (Employee Relations Division)

File 89-92-10, Resolution No. 555-92

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

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Absent: Supervisor Alioto - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Excavation Fees]

Ordinance amending Public Works Code, to increase excavation fees to recover costs of administering and regulating permitted excavations. (Department of Public Works)

File 123-92-1, Ordinance No. 213-92

(Amends Sections 352, 353, 368 and 374;
Adds Sections 352.1 and 352.2.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Achtenberg, Alioto - 2.

[Parking Meter Rates]

Ordinance amending Traffic Code, to increase the amounts of fines that may be imposed against persons who violate parking meter payment requirements within parking meter areas numbers 2, 3 and 4. (Department of Parking and Traffic)

File 124-92-5, Ordinance No. 214-92

(Amends Section 210.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Achtenberg, Alioto - 2.

Adopted

[Peninsula Commute Services]

Motion requesting the Mayor to renegotiate amendment to the Joint Powers Agreement between the City and County of San Francisco, The

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San Mateo County Transit District and the Santa Clara County Transit District pertaining to future planning, oversight, and operation of the Peninsula Commute Service, to adjust San Francisco's responsibility for its portion of administrative costs of the joint powers board to reflect more accurately the proportion of the ridership that originates in San Francisco. (Supervisor Hsieh)

File 171-92-2

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Recommendations of Administration and Oversight Committee

Finally Passed

[Transfer of Sick Leave and Vacation Benefits]
Ordinance amending Administrative Code, relating to transfer of sick leave and vacation benefits to catastrophically ill employees, by providing that hours transferred to a catastrophically ill employee which remain unused at that employee's death, resignation or retirement shall be distributed among certain other catastrophically ill employees, unless the donating employee specifies otherwise. (Supervisors Britt, Migden, Shelley, Achtenberg)

File 97-92-24, Ordinance No. 202-92

(Amends Section 16.9-29(g).)

Finally passed by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Salary Standardization - Registered Nurses]
An ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District, the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.403 of the Charter and establishing benefits, working schedules, and conditions of employment and methods of payment, effective July 1, 1992. (Civil Service Commission)

File 103-92-1, Ordinance No. 203-92

Finally passed by the following vote:

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Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Adopted

[MOU - Staff and Per Diem Nurses]
Resolution ratifying Memorandum of Understanding with SEIU Local 790
(Staff Nurse and Per Diem Nurse). (Supervisor Hallinan)

File 93-92-19, Resolution No. 557-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Rereferred to Committee

[Parking Meter Revenue Allocation]
Ordinance amending Traffic Code, to provide that in fiscal year 1992-93 the first \$8.0 million in parking meter revenues will be allocated to the General Fund and revenues in excess of \$8.0 million will be allocated to the Off-Street Parking Fund. (Supervisor Gonzalez)

File 124-92-3.1, Ordinance No.

(Amends Section 213.)

Supervisor Maher, seconded by Supervisor Conroy, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Passed for Second Reading

[Parking Meter Rates]
Ordinance amending Traffic Code, to increase the rates for parking meters within parking meter area numbers 2, 3 and 4, and to provide

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that parking meters in these areas will be operated only by quarters. (Supervisor Gonzalez)

File 124-92-4.1, Ordinance No.

(Amends Sections 200, 202.A, 203.2, 203.3 and 203.4.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

Recommendations of Administration and Oversight Committee

Adopted

[Appointments]

Resolution appointing members to the Senior Services Task Force. (Administration and Oversight Committee)

File 92-92-21.2, Resolution No. 556-92

(John Blumlein;
Deborah Whittle, Housing Authority;
Anthony Wagner, Public Health Department;
Anthony Nicco, Department of Social Services.)

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with various employee organizations concerning the Dental Plan. (Employee Relations Division)

File 93-92-21, Resolution No. 558-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

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[Memorandum of Understanding]

Resolution ratifying wage freeze Memorandum of Understanding with San Francisco District Attorney Investigators Association. (Employee Relations Division)

File 93-92-22, Resolution No. 559-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

From Administration and Oversight Committee
With Recommendation "DO SUBMIT"

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate.

In accordance therewith, consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

Consideration Continued

[Charter Amendment]

Charter amendment (First Draft) amending Section 8.539-3 to increase the retirement allowances of miscellaneous officers and employees retired prior to July 2, 1991, from \$0 to \$75. (Supervisor Kennedy)

File 218-92-1

Supervisor Hallinan, seconded by Supervisor Migden, moved to continue consideration to July 6, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Charter Amendment]

Charter amendment (Second Draft) amending Sections 8.500-1, 8.559-9, 8.585-9, 8.586-9, and 8.588-9, relating to the coordination of retirement benefits for safety employees and miscellaneous employees. (Supervisors Achtenberg, Maher, Shelley)

File 242-92-1

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Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to July 6, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Recommendations of Economic and Social Policy Committee

Adopted

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that adopting changes in the Height and Bulk Classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the block bounded by Berry, Fourth and Third Streets and China Basin Channel, Assessor's Block 3803, 109 Berry Street, from a 40-X to a 60-X District will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration. (Department of City Planning)

File 36-92-3, Resolution No. 540-92

Adopted by the following vote:

Aye. Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Passed for Second Reading

[Zoning Map Change]

Ordinance adopting changes in the Height and Bulk Classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on the block bounded by Berry, Fourth and Third Streets and China Basin Channel, Assessor's Block 3803, from a 40-X to a 60-X District and adopting findings pursuant to Section 101.1; companion measure to File 36-92-3. (Department of City Planning)

File 36-92-3.1, Ordinance No.

(Approved by City Planning Commission Resolution No. 13339.)

Passed for second reading by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

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Absent: Supervisor Alioto - 1.

Adopted as Amended

[African American Art Museum]

Resolution urging the Mayor to urge the Board of Trustees of the Fine Arts Museum and the Asian Art Commission to establish available space for an African and African American Art Museum, or recommend suitable space for an African and African American Art Museum. (Supervisors Kennedy, Alioto)

File 287-92-1, Resolution No. 572-92

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to amend lines 16 and 17 to read: "Whereas, The Asian Art Museum will be relocated from Golden Gate Park to bigger space at the present main library;".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

SPECIAL ORDER - 3:00 P.M.

Joint Board of Supervisors/
California Department of Transportation (Caltrans)

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the policy of the City and County of San Francisco not to build any new ramps to replace the demolished sections of the Central Freeway; requesting an expeditious resolution of funding for surface-level transportation improvements; urging the Mayor to convene a task force to plan land use and transportation needs for the Hayes Valley and Western Addition neighborhoods.

File 171-92-3

The privilege of the floor was granted to the following persons:

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Gordon Chester;
Rui Inoyue;
Mr. Pritchard;
Norman Rolf;
Jim Lazarus;
Clay Midsfield;
Eddie Nash;
Clark Mann;
Robert Miller;
Ward Hutchinson;
Steven Scroder;
John Paul;
Marie Brooks;
Pat McDonald;
Michael Bria.

Recommendation of Economic and Social Policy Committee

Amended; Consideration Continued with Pending Amendments

[Central Freeway]

Resolution declaring it to be the policy of the City and County of San Francisco not to build any new ramps to replace the demolished sections of the Central Freeway; requesting an expeditious resolution of funding for surface-level transportation improvements; urging the Mayor to convene a task force to plan land use and transportation needs for the Hayes Valley and Western Addition neighborhoods. (Supervisor Maher)

File 171-92-3, Resolution No.

Supervisor Maher, seconded by Supervisor Hsieh, moved to amend title, page one, line 4, by adding, "; requesting the California Department of Transportation to undertake a feasibility study to upgrade the South Van Ness interchange" and amend page two, line 21 by adding: "Further Resolved, That improvement to traffic flow along the US101/Van Ness Corridor can be improved through upgrades to the South Van Ness interchange and the City and County of San Francisco requests the California Department of Transportation to undertake a feasibility study of such interchange improvements in that area".

Motion to amend adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Supervisor Kennedy, seconded by Supervisor Maher, moved to further amend page two, line 17 by changing "an" to "a" and by deleting "interdepartmental" and by adding the following sentences: "The membership of the task force shall include 11 community members who are residents of the Hayes Valley and Western Addition

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neighborhoods, who shall be appointed by the Board of Supervisors. The Mayor is urged to appoint interdepartmental representatives to serve, also, on this task force."

Supervisor Maher, seconded by Supervisor Achtenberg, moved to amend page one, line two, and page two, line 9, after "new" by inserting "above-ground".

Supervisor Hallinan, seconded by Supervisor Achtenberg, moved to continue consideration, as amended, with pending amendments to July 6, 1992.

Motion to continue adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Alioto - 1.

COMMITTEE REPORTS

Recommendations of Administration and Oversight Committee

Adopted

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with Electrical Workers, Local 6. (Employee Relations Division)

File 93-92-23, Resolution No. 560-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]

Resolution ratifying Wage Freeze Memorandum of Understanding with the San Francisco District Attorney Investigators Association. (Employee Relations Division)

File 93-92-24, Resolution No. 621-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

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Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Teamsters Local 856 (freight checkers, clerical employees and helpers). (Employee Relations Division)

File 93-92-25, Resolution No. 561-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the Union of American Physicians and Dentists (for Bargaining Unit 8-CC). (Employee Relations Division)

File 93-92-26, Resolution No. 562-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the Union of American Physicians and Dentists (for bargaining Unit 11-AA). (Employee Relations Division)

File 93-92-27, Resolution No. 563-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]

Resolution ratifying extension of Memorandum of Understanding with SEIU Locals 250/535/790 to February 28, 1993. (Employee Relations Division)

File 93-92-28, Resolution No. 564-92

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Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]

Resolution ratifying extension of Memorandum of Understanding with International Federation of Professional and Technical Engineers, Local 21 to November 23, 1992. (Employee Relations Division)

File 93-92-29, Resolution No. 565-92

Adopted by the following vote:

Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley E. Salieri;
Ace Washington.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to apply for a grant of \$283,000 which includes indirect costs in the amount of \$14,150 based on five percent of the direct costs from the State Department of Mental Health Services, for consultation, education and information services. (Supervisor Gonzalez)

File 146-92-40, Resolution No. 567-92

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(June 22, 1992 - Introduced in Board for consideration June 29, 1992.)

Adopted.

[Grant, State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for a grant up to the amount of \$1,575,000 which excludes indirect costs from the U.S. Department of Health and Human Services, Office for Treatment Improvement through the State of California Department of Alcohol and Drug Programs to provide substance abuse services to residents who are in need of substance abuse treatment (Capacity Expansion Program); waiving indirect costs. (Supervisor Gonzalez)

File 146-92-47, Resolution No. 568-92

(June 22, 1992 - Introduced in Board for consideration June 29, 1992.)

Adopted.

[Grant, State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for a grant up to the amount of \$1,880,970 which excludes indirect costs from the U.S. Department of Health and Human Services, Office for Treatment Improvement through the State of California Department of Alcohol and Drug Programs to provide treatment expansion and capacity expansion to adolescents and young adults with substance abuse problems (Capacity Expansion Grant Program). (Supervisor Gonzalez)

File 146-92-48, Resolution No. 569-92

(June 22, 1992 - Introduced in Board for consideration June 29, 1992.)

Adopted.

[Drug, Alcohol and Tobacco Committee]

Resolution approving the membership of the Drug, Alcohol and Tobacco Education Advisory Subcommittee of the San Francisco Unified School District. (Supervisor Shelley)

File 248-92-1, Resolution No. 571-92

(June 22, 1992 - Introduced in Board for consideration June 29, 1992.)

Adopted.

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[Management Audit]

Motion directing the Budget Analyst to prepare a complete and comprehensive management audit of the San Francisco Housing Authority. (Supervisor Kennedy)

File 165-92-9

(June 22, 1992 - Introduced in Board for consideration June 29, 1992.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Britt - 2.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-92-26, Resolution No. 531-92

(John L. Taylor, Clerk of the Board, Board of Supervisors, August 6 - 16; Arnold Chin, member, Parking and Traffic Commission, June 12 - 21; Lonnie K. Chin, member, Library Commission, July 10 - August 3; Marilyn Chow, member, Social Services Commission, June 14 - 16; David Detrick, member, Police Commission, June 30 - July 8 and July 11 - 18; Laurence D. Griffin, Vice President, Fire Commission, July 11 - 16; Michael Hardeman, member, Public Utilities Commission, June 26 - 28; Michael Hennessey, Sheriff, July 1 - 10 and August 19 - September 4; James K. Ho, member, Airports Commission, June 12 - 28; Dr. Dan Kelly, member, Board of Education, June 13 - 21; John Kriken, member, Art Commission, June 17 - 18; H. Daniel McFarland, General Manager, Department of Electricity and Telecommunications, July 5 - 8; Jane Morrison, member, Social Services Commission, August 5 - September 1; Charles D. Morrow, member, Fire Commission, September 3 - 8; Kenneth Romines, member, Library Commission, July 15 - 18; Arlo Smith, District Attorney, July 17 - 23; Albert C. Walker, General Manager, Civil Service, June 21 - 23, 1992.)

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Adopted.

[Election Declaration]

Resolution declaring the results of the primary election conducted June 2, 1992, in the City and County of San Francisco. (Clerk of the Board)

File 60-92-5, Resolution No. 536-92

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted as Amended

[Host International]

Resolution expressing displeasure of the Board of Supervisors regarding the selection criteria used by Host International in awarding sublease agreements at the San Francisco International Airport and regarding the Airport Commission's apparent insensitivity in implementing and enforcing MBE/WBE programs and policies at the Airport, urging the Mayor to urge the Airports Commission and the Human Rights Commission to adopt and implement policies that would effectively provide opportunities for San Francisco minority, women and disadvantaged businesses to participate fully in the process that leads to the approval of subleases related to the Host International concession agreement at the Airport, and requesting the Director of the Airports Commission to submit a report by August 15, 1992 which sets forth the steps that have been taken to address the issues referred to in this resolution.

File 27-92-3.1, Resolution No. 543-92

Supervisors Achtenberg, Kennedy, Hsieh, Shelley presented for immediate adoption.

Supervisor Hsieh, seconded by Supervisor Achtenberg, moved to amend title, line four, after "Airport," by inserting "and regarding the Airport Commission's apparent insensitivity in implementing and enforcing MBE/WBE programs and policies at the Airport"; amend page two, between lines seven and eight, by inserting "Whereas, The Board of Supervisors is concerned that the Airports Commission act with sensitivity in implementing and enforcing MBE/WBE programs and policies at the Airport; and"; amend page three, between lines five and six, by inserting "Further Resolved, That the Board of Supervisors further expresses its displeasure at the Airports Commission's apparent insensitivity in implementing and enforcing MBE/WBE programs and policies at the Airport; and, be it".

Motion to amend adopted by the following vote:

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Ayes: Supervisors Achtenberg, Britt, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Britt - 2.

Adopted

[Commendation]

Resolution commending Hellan Roth Dowden for her services as Legislative Advocate for the City and County of San Francisco from 1988 to July 1, 1992.

File 6-92-12, Resolution No. 532-92

Supervisors Kennedy, Hsieh presented for immediate adoption.

Adopted.

[State Budget]

Resolution opposing State budget proposal to transfer fifty percent of profits from Ports on State tidelands to the State of California's General Fund.

File 12-92-30, Resolution No. 533-92

Supervisors Gonzalez, Shelley, Kennedy, Achtenberg, Hsieh, Migden, Hallinan presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Munich Street, between Cardoza and Naples Streets, Saturday, July 4, 1992, from 11:00 a.m. until 7:00 p.m., for a block party.

File 42-92-26, Resolution No. 534-92

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Varennes Street, between Union and Green Streets, from Tuesday, July 7, 1992 through Thursday, July 9, 1992, from 7:00 a.m. until 10:00 p.m., for the filming of a motion picture by Committed Pictures, Inc.

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File 42-92-27, Resolution No. 535-92

Supervisor Shelley presented for immediate adoption.

Adopted.

[Grant, State Funds]

Resolution authorizing the Chief Probation Officer of the Juvenile Probation Department to apply for, accept and expend funds in the amount of \$34,706.78 made available through the State Department of Conservation for a project entitled "Juvenile Facility Recycling Program", and agreeing to provide matching funds in the amount of \$34,878.32.

File 141-92-3, Resolution No. 537-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[Veteran Services Officer - State Subvention]

Resolution approving submission of an allocation package to the California Department of Veterans' Affairs for state subvention of the San Francisco County Veteran Services Officer and authorizing the President of the Board of Supervisors to sign the certification of compliance.

File 249-92-1, Resolution No. 538-92

Supervisor Gonzalez presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Achtenberg, Conroy, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Britt - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Veterans Affairs Officer]

Ordinance amending Administrative Code by adding Section 5.108.A to establish a County Veteran Service Officer within the Office of the

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Chief Administrative Officer. (Supervisor Gonzalez presented.)
Referred to City Services Committee.

File 97-92-40

[Affirmative Action Plans]

Ordinance amending Administrative Code by amending Section 16.9-24 pertaining to affirmative action plans, by requiring that City departments, boards and commissions work with the Commission on the Status of Women, in addition to the Civil Service and Human Rights Commissions, to prepare and implement such plans. (Supervisor Achtenberg presented.) Referred to City Services Committee.

File 97-92-41

[Prohibit Harassing or Hounding Solicitation]

Ordinance amending Police Code by repealing Section 120 and adding Section 120, prohibiting harassing or hounding acts in connection with soliciting money or any other valuable thing. (Supervisor Maher presented.) Referred to City Services Committee.

File 121-92-8

Referred to Board

[State Legislation]

Resolution supporting AB 2881, which would establish the California Register of Historical Resources. (Supervisor Maher presented.)
Referred to Board July 6, 1992 For Adoption Without Committee
Reference Calendar.

File 12-92-31

[Seniors Funding Formula]

Resolution opposing the California Department of Aging proposed funding formula for seniors. (Supervisor Shelley presented.)
Referred to Board July 6, 1992 For Adoption Without Committee
Reference Calendar.

File 12-92-32

Referred to Committee

[Street Artist]

Resolution re-designating two selling spaces on Beach Street, northwest corner, at Hyde Street, for street artists certified by the Art Commission; providing for review of these designations every six months through May of 1993 and describing the issues to be considered at each six month review. (Supervisor Hallinan presented.) Referred to City Services Committee.

File 169-92-2

Monday, June 29, 1992

Request for Hearings:

File 197-92-2, By Supervisor Achtenberg: To consider whether City departments are coordinating their efforts so that San Francisco's tourism marketing is reaching targeted audiences and employing marketing strategies specific to minority travelers including lesbians and gay men, African Americans, Asians and Hispanics. Referred to Economic and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-92-35. [Settlement of Lawsuit] Authorizing settlement of litigation of Herbert R. Odom and Jean Odom against the City and County of San Francisco, William Otoshi, et al. by payment of \$8,000. (City Attorney) Administration and Oversight

File 45-92-36. [Settlement of Lawsuit] Authorizing settlement of litigation of Sherry Walker and Nancy Amaya against the City and County of San Francisco by payment of \$60,082. (City Attorney) Administration and Oversight

File 45-92-37. [Settlement of Lawsuit] Authorizing settlement of litigation of Shou Wong against the City and County of San Francisco by payment of \$14,500. (City Attorney) Administration and Oversight

File 45-92-38. [Settlement of Lawsuit] Authorizing settlement of litigation of Helen Simon against the City and County of San Francisco, et al. by payment of \$14,000. (City Attorney) Administration and Oversight

File 46-92-9. [Settlement of Lawsuit] Authorizing settlement of litigation of City and County of San Francisco against the State of California, Nos. 892-764, 900-689, 901-100, 910-062, 911-406, 913-858, 904-334, 918-198 by receiving payment of \$190,000. (City Attorney) Administration and Oversight

File 46-92-10. [Settlement of Lawsuit] Authorizing settlement of litigation of City and County of San Francisco against Victoria A. Esmas for \$12,500 to be paid to the General Fund. (City Attorney) Administration and Oversight

File 97-92-39. [Street Closure Fees] Amending Administrative Code (Temporary Use or Occupancy of Public Streets) by amending Section 2.70-1 thereof, to increase the application fee for temporary use or occupancy of public streets from forty dollars to eighty dollars. (Department of Parking and Traffic) Finance

Resolutions Referred to Committee

File 30-92-7. [Performance Contract for Mental Health Services] Approving the San Francisco City and County Performance Contract for mental health services in fiscal year 1991-92. (Department of Public Health) Finance

Monday, June 29, 1992

File 33-92-1. [State Legislative Representative] Ratifying the Mayor's appointment of Peter Finnegan as State Legislative representative for the City and County of San Francisco. (Mayor) Administration and Oversight

File 40-92-5. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "U" in the South of Market area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Economic and Social Policy

File 94-92-3. [Grant - State Funds] Authorizing the Public Utilities Commission to apply for, accept and expend \$28,814,387 from 1991-92 State Proposition 116 Clean Air and Transportation Improvement Act funds and \$28,814,387 from local match funds to provide financing including \$1,640,169 of estimated indirect costs for nine Municipal Railway capital projects. (Public Utilities Commission) Finance

File 146-92-21.1. [Grant - State Funds] Authorizing the Department of Public Health, Bureau of Toxics, Health and Safety Services, to accept and expend a grant of \$49,950, which includes indirect costs of \$3,800 based on twenty percent of Department of Public Health salaries from the California Department of Fish and Game for the development of the San Francisco Oil Spill Prevention and Response Plan. (Department of Public Health) Finance

File 146-92-49. [Grant - Federal Funds] Authorizing the Department of Public Health, Community Public Health, Special Project for Youth, to accept and expend a grant of \$90,466 from the Larkin Street Youth Center as the primary grantee of a grant from the Health Resources and Services Administration, for comprehensive health care to high risk and HIV-positive youth; waiving indirect costs. (Department of Public Health) Finance

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letter be sent to Acting Executive Director, Department of Parking and Traffic, requesting review and comment on the feasibility of changing the parking meter time on Steuart Street, between Mission and Howard Streets, from 30 minutes to one hour.

By Supervisor Conroy, that Budget Analyst, as part of the review of the 1992-93 budget, review the calculations of the required payments from the general fund to the Retirement System with a view toward discovering any errors in calculation as occurred last year and to review the current Retirement System actuarial assumptions and the rate of funding of currently unfunded liabilities of the Retirement System with a view toward making recommendations to the Board on steps which could be taken to lower the current impact on the general fund.

Monday, June 29, 1992

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Alice Hsieh (By the Entire Board)
Joseph Del Carlo (Supervisors Gonzalez, Shelley)

File 2-92-26

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:39 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 29, 1992

Approved by the Board of Supervisors on February 16, 1993

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors









